

**From:** Tom Moore  
**To:** Ellen Weintraub ; Weintraub Office ; Christian J. Hilland  
**Sent:** 2019-08-27T14:42:07.0000000Z  
**CC:** Press Office  
**Subject:** Re: FW: tv interview today about quorum situation?

Got it, thanks!

**Tom Moore**

Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

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On Aug 27, 2019, 10:30 AM -0400, Christian J. Hilland <[CHilland@fec.gov](mailto:CHilland@fec.gov)>, wrote:

Passing along another request.

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**From:** Gray, Justin (CMG-WNB) [<mailto:Justin.Gray@coxinc.com>]  
**Sent:** Tuesday, August 27, 2019 10:16 AM  
**To:** Press Office <[press@fec.gov](mailto:press@fec.gov)>  
**Subject:** tv interview today about quorum situation?

Hello. Checking in to see if Commissioner Weintraub might have 5-10 minutes for a quick on camera about the quorum situation.

We could come to you between now and 130.

It would air on our local tv stations nationwide.

Thanks!

Justin Gray | Washington Correspondent

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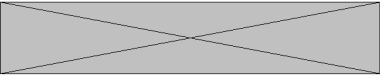
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**From:**Duane Pugh  
**To:**Commissioners Office  
**Sent:**2019-09-05T18:38:42.0000000Z  
**CC:**Alec Palmer ; Lisa Stevenson ; John Quinlan ; Amy Pike ; Judith Ingram  
**Subject:**CRS on FEC's lack of quorum

A newly revised CRS report entitled: "FEC: Membership and Policymaking Quorum, In Brief," is attached.

Thanks,  
Duane

J. Duane Pugh Jr.  
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# **Federal Election Commission: Membership and Policymaking Quorum, In Brief**

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Specialist in American National Government

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## Summary

The Federal Election Commission (FEC) is the nation's civil campaign finance regulator. The agency ensures that campaign fundraising and spending is publicly reported; that those regulated by the Federal Election Campaign Act (FECA) and by commission regulations comply and have access to guidance; and that publicly financed presidential campaigns receive funding.

As of August 31, 2019, the Federal Election Commission is operating without a policymaking quorum. FECA requires that at least four of six commissioners agree to undertake many of the agency's key policymaking duties. As of August 31, 2019, three of six commissioners remain in office, after the fourth remaining commissioner resigned. Also as of this writing, one commission nomination is pending in the Senate.

This CRS report briefly explains the kinds of actions that FECA precludes when a quorum is not possible because fewer than four FEC members are in office. This episode marks the second quorum loss in the agency's history—the first occurred for six months in 2008—leaving the commission unable to hold hearings, issue rules, and enforce campaign finance law and regulation. The agency remains open for business with remaining commissioners and regular staff, but new policy decisions and enforcement actions cannot be advanced or finalized.

This report will be updated in the event of substantial changes in the Federal Election Commission's policymaking quorum or the status of commission nominations.

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## Introduction

The Federal Election Commission (FEC) is an independent regulatory agency that is headed by six commissioners. Congress created the FEC in 1974, after controversial fundraising during 1960s presidential campaigns and the early 1970s Watergate scandal. The FEC is responsible for administering federal campaign finance law and for civil enforcement of the Federal Election Campaign Act (FECA).<sup>1</sup> The FEC also discloses campaign finance data to the public, conducts compliance training, and administers public financing for participating presidential campaigns.

FECA establishes six-year terms for commission members. Commissioners may continue in “holdover” status after those terms end. Commissioners are appointed by the President and are subject to Senate confirmation. FECA requires that at least four of the six commissioners vote to make decisions on substantive actions. This includes deciding on enforcement actions, advisory opinions, and rulemaking matters. Because FECA also requires commission membership representing more than one political party, achieving at least four agreeing votes is sometimes difficult, even with six members present. Vacancies make the task harder by reducing opportunities for a coalition of at least four votes.

In 2008, the FEC lost its policymaking quorum for six months. As of August 31, 2019, the agency remains open and operating, but no quorum of commissioners is present to consider certain policymaking or enforcement matters.

It is unclear when or whether the President might nominate new Federal Election Commissioners or such nominations might receive Senate consideration.<sup>2</sup> At the time of Commissioner Matthew S. Petersen’s resignation, effective August 31, 2019, the President had submitted one FEC nomination to the Senate during the 116<sup>th</sup> Congress. At the beginning of the 116<sup>th</sup> Congress, President Trump renominated James E. “Trey” Trainor III to the Petersen seat; Trainor’s nominations during the 115<sup>th</sup> Congress did not advance.

This report provides a brief overview of policymaking implications when fewer than four Federal Election Commissioners remain in office.<sup>3</sup> The topic may be relevant for congressional oversight of the agency and for Senate consideration of nominees. Other CRS products provide additional information about campaign finance policy, the FEC, and procedural issues.<sup>4</sup> This report does not provide legal analysis.

## A Note on Terminology

The terms *FEC*, *commission*, and *agency* often—including in other CRS products—are used interchangeably to refer to the Federal Election Commission. Because this report emphasizes policymaking and enforcement duties specified in statute, it generally reserves *commission* to

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<sup>1</sup> 52 U.S.C. §§30101-30146.

<sup>2</sup> On reported disagreements about whether to fill single or multiple commission vacancies, see, Kenneth P. Doyle, “Congressional Standoff Could Delay Federal Election Oversight,” September 4, 2019, Bloomberg Government, accessed via CRS subscription.

<sup>3</sup> This report supersedes CRS Report RS22780, *The Federal Election Commission (FEC) With Fewer than Four Members: Overview of Policy Implications*, by R. Sam Garrett.

<sup>4</sup> See, respectively, CRS Report R41542, *The State of Campaign Finance Policy: Recent Developments and Issues for Congress*, by R. Sam Garrett; CRS Report R44318, *The Federal Election Commission: Overview and Selected Issues for Congress*, by R. Sam Garrett; CRS Report R44319, *The Federal Election Commission: Enforcement Process and Selected Issues for Congress*, by R. Sam Garrett; and CRS Report RL31980, *Senate Consideration of Presidential Nominations: Committee and Floor Procedure*, by Elizabeth Rybicki.

denote appointed members of the FEC, as opposed to agency staff. In this report, *agency* and *FEC* generally refer to the commission and staff collectively.

## Recent Vacancies and Nomination Activity

As of August 31, 2019, the FEC is operating with three commissioners instead of six, as shown in **Table 1** below.

**Table 1. Current Federal Election Commissioners and Vacancies**

Commissioner	Term Expired	Date Confirmed	Party Affiliation	Vacancy Notes
Caroline C. Hunter	04/30/2013 (remains in holdover status)	06/24/2008	Republican	—
Steven T. Walther	04/30/2009 (remains in holdover status)	06/24/2008	Independent	—
Ellen L. Weintraub	04/30/2007 (remains in holdover status)	03/18/2003	Democrat	—
Vacancy	—	—	—	Previous occupant Ann M. Ravel (D); resignation effective 02/28/2017
Vacancy	—	—	—	Previous occupant Lee E. Goodman (R); resignation effective 02/16/2018
Vacancy	—	—	—	Previous occupant Matthew S. Petersen (R); resignation effective 08/31/2019; James E. “Trey” Trainor III (R) renominated to seat, 01/16/2019 and 01/08/2018 (initially nominated 09/14/2017); if confirmed, term would expire 04/30/2023

**Source:** Legislative Information System/Congress.gov nominations database. CRS added party affiliation based on FEC publications and press accounts.

The current vacancies developed as follows:

- Effective February 28, 2017, Democratic Commissioner Ann M. Ravel resigned, leaving the commission with five members.<sup>5</sup> Ravel’s term would have expired on April 30, 2017. No nominee for the Ravel seat has been announced.

<sup>5</sup> Federal Election Commission, “Ann Ravel Departs Federal Election Commission,” press release, February 28, 2017, <https://www.fec.gov/updates/ann-ravel-departs-federal-election-commission/>.

- On February 7, 2018, Republican Commissioner Lee Goodman announced his intention to resign, effective February 16, 2018.<sup>6</sup> Once Goodman left the FEC, the commission had four remaining members. No nominee for the Goodman seat has been announced.
- As discussed in more detail below, President Trump nominated James E. “Trey” Trainor III to Republican Commissioner Matthew S. Petersen’s seat during the 115<sup>th</sup> and 116<sup>th</sup> Congresses, but the nomination did not advance (or has not advanced), and Petersen remained in office. Petersen resigned effective August 31, 2019.<sup>7</sup> The commission dropped to three members, thus losing its policymaking quorum.

It is unclear whether any other commissioners currently plan to leave. For several years, periodic reports have suggested that one or more other commissioners also plan to depart.<sup>8</sup>

## **Background on Circumstances Surrounding the Petersen Vacancy**

Commissioner Petersen’s departure from the FEC ends a two-year period of uncertainty about when a vacancy in his seat might occur. A brief description appears below for historical reference, but it is unclear whether additional activity will occur on a previously submitted nomination, or others.

- On September 11, 2017, President Trump nominated Petersen for a federal judgeship.<sup>9</sup> Petersen subsequently withdrew from consideration for the judgeship, reportedly writing, “until the time is otherwise appropriate, I look forward to returning to my duties at the Federal Election Commission.”<sup>10</sup> Petersen remained on the commission in holdover status until his resignation.
- After Petersen was nominated<sup>11</sup> to the federal judgeship, but before he withdrew from consideration for that position, President Trump nominated a replacement for Petersen at the FEC. On September 14, 2017, President Trump nominated James E. “Trey” Trainor III to the Petersen seat. Petersen continued serving at the commission, and the Trainor nomination was returned to the President at the end of the first session.<sup>12</sup> The White House resubmitted the nomination on January 8,

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<sup>6</sup> Federal Election Commission, “Lee Goodman to Depart Federal Election Commission,” press release, February 7, 2018, <https://www.fec.gov/updates/lee-goodman-depart-federal-election-commission/>.

<sup>7</sup> Federal Election Commission, “Matthew Petersen to Depart Federal Election Commission,” press release, August 26, 2019, <https://www.fec.gov/updates/matthew-petersen-depart-federal-election-commission/>.

<sup>8</sup> See, for example, Dave Levinthal, “New Hope, New Problem: Will the Federal Election Commission Shut Down?” *Center for Public Integrity*, December 20, 2017, updated February 7, 2018, <https://www.publicintegrity.org/2017/12/20/21410/new-hope-new-problem-will-federal-election-commission-shut-down>.

<sup>9</sup> See Presidential Nomination (PN) 1017, <http://www.lis.gov/nomis/>; or [congress.gov](http://congress.gov), selecting the “nominations” filter.

<sup>10</sup> Dave Levinthal, “New Hope, New Problem: Will the Federal Election Commission Shut Down?” *Center for Public Integrity*, December 20, 2017, updated February 7, 2018, <https://www.publicintegrity.org/2017/12/20/21410/new-hope-new-problem-will-federal-election-commission-shut-down>. For additional discussion, see, for example, Kenneth P. Doyle, “Lawyer With No Courtroom Experience Withdraws as Judge Nominee,” *Daily Report for Executives*, December 19, 2017, obtained via CRS electronic subscription. The circumstances surrounding the judicial nomination and withdrawal are beyond the scope of this report.

<sup>11</sup> See Presidential Nomination (PN) 1017, <http://www.lis.gov/nomis/>.

<sup>12</sup> See “Nominations Returned to the Senate,” *Congressional Record*, daily edition, vol. 163, no. 216 (January 3, 2018), pp. S25-S26. The September 2017 Trainor nomination was one of a large group returned to the President at the end of



2018, at the start of the second session of the 115<sup>th</sup> Congress, and the nomination was returned to the President at the end of the Congress.<sup>13</sup> The White House resubmitted the Trainor nomination at the beginning of the 116<sup>th</sup> Congress.<sup>14</sup>

## The Commission, Policymaking, and Appointments

### Original, Invalidated Appointment Structure

Congress originally designed eight positions for the FEC: six commissioners and two nonvoting *ex officio* members (the Clerk of the House and Secretary of the Senate). Under that structure, two commissioners were appointed by the President, two by the President pro tempore of the Senate, and two by the Speaker of the House.

Two federal court decisions altered the FEC's original design. First and most significantly, in *Buckley v. Valeo* (1976) the Supreme Court of the United States invalidated the original appointments method, holding that congressional appointments violated the Constitution's Appointments Clause.<sup>15</sup> Almost 20 years later, a federal court again found fault with the FEC's appointment structure. In 1993, the U.S. Court of Appeals for the District of Columbia held in *FEC v. NRA Political Victory Fund* that the presence of the two congressional *ex officio* members violated constitutional separation of powers.<sup>16</sup> Congress did not amend FECA responding to this decision, although the *ex officio* members are no longer appointed.

### Current Appointment Structure

In a broad revision of FECA in 1976, undertaken in response to the *Buckley* decision, Congress adopted the current appointment method. Today, all commissioners are presidentially appointed subject to Senate advice and consent.<sup>17</sup> Members of the congressional leadership or committees of jurisdiction (the House Committee on House Administration and Senate Rules and Administration Committee) apparently continue to influence the appointment process.<sup>18</sup>

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the first session under Senate Rule XXXI. However, this rule was waived for another group of nominations, and these were kept in status quo into the second session. See Sen. Mitch McConnell, "Nominations Remaining in Status Quo," remarks in the Senate, *Congressional Record*, daily edition, vol. 163, no. 209 (December 21, 2017), p. S8241; and Sen. Mitch McConnell, "Nominations Remaining in Status Quo," remarks in the Senate, *Congressional Record*, daily edition, vol. 163, no. 215 (January 2, 2018), p. S8289. CRS Specialist Henry Hogue provided consultations on this information.

<sup>13</sup> See PNs 1024 and 1425, <http://www.lis.gov/nomis/>.

<sup>14</sup> See PN 197, <https://www.lis.gov/nomis>.

<sup>15</sup> *Buckley* is 424 U.S. 1 (1976). For a brief discussion of the ruling's implications for congressional appointments, see Congressional Research Service, *Constitution of the United States of America: Analysis and Interpretation*, "Article II- Executive Department," <http://www.crs.gov/conan/default.aspx?doc=Article02.xml&mode=topic&s=2&c=2&t=3|2>.

<sup>16</sup> 6 F.3d 821 (D.C. Cir. 1993); cert. denied (513 U.S. 88 (1994)). For legal analysis for *Buckley* and campaign finance issues, see CRS Report R43719, *Campaign Finance: Constitutionality of Limits on Contributions and Expenditures*, by L. Paige Whitaker.

<sup>17</sup> 52 U.S.C. §30106(a)(1).

<sup>18</sup> Members of the congressional leadership reportedly suggest nominees, although documentation of the practice is sparse. In one example, from 2005, Sen. Reid stated that he was "very pleased that the president acted today upon my two recommendations for Commissioners." See Sen. Harry Reid, "Reid Statement on Nominations to the Federal Election Commission," press release, December 16, 2005, <http://democrats.senate.gov/2005/12/16/reid-statement-on-nominations-to-the-federal-election-commission/#.Vk9Kbis4hjZ>. On congressional influence on presidential appointments generally, see CRS Report R44083, *Appointment and Confirmation of Executive Branch Leadership: An*

FECA specifies few qualifications for FEC commissioners, noting simply that they “shall be chosen on the basis of their experience, integrity, impartiality, and good judgment.”<sup>19</sup> As one former general counsel notes, although many commissioners are lawyers, “a commissioner does not have to be a lawyer and the commission has a long history of having non-lawyers serve as members.”<sup>20</sup> Commissioners typically have experience as congressional staffers, political professionals, election lawyers, or some combination thereof.

## **Party Balance and Terms**

No more than three commissioners may be affiliated with the same political party.<sup>21</sup> In practice, the commission has been divided equally among Democrats and Republicans, although one current commissioner identifies as an independent.<sup>22</sup> FECA staggers commissioner terms so that two expire every other April 30 during odd-numbered years (e.g., 2019, 2021, etc.).<sup>23</sup> This arrangement means that, at least as designed, two new commissioners would assume office biennially. However, the President is under no obligation to make biennial nominations.

## **Expired Terms and Holdover Status**

Currently, FEC commissioners may serve a single six-year term.<sup>24</sup> As another CRS report explains, for some federal boards and commissions, including the FEC, “[a]n individual may be nominated and confirmed for a seat for the remainder of an unexpired term in order to replace an appointee who has resigned (or died). Alternatively, an individual might be nominated for an upcoming term with the expectation that the new term will be underway by the time of confirmation.”<sup>25</sup> Some FEC commissioners have assumed office when the term for which they were nominated was well underway. For example, on June 24, 2008, the Senate confirmed Donald F. McGahn and Steven T. Walther to terms that expired just 10 months later, on April 30, 2009.<sup>26</sup> Both continued serving in their seats past the expiration of their terms, although they could have been replaced through subsequent appointments.

These and other commissioners could remain in office because FECA permits FEC members to serve in “holdover” status, exercising full powers of the office, after their terms expire “until his

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*Overview*, by Henry B. Hogue and Maeve P. Carey.

<sup>19</sup> 52 U.S.C. §30106(a)(3).

<sup>20</sup> Larry Noble, “In Search of Qualified FEC Commissioners,” Campaign Legal Center blog posting, June 30, 2015, <http://www.campaignlegalcenter.org/news/blog/clc-blog-search-qualified-fec-commissioners>. David Mason (1998-2008) was the most recent non-lawyer, at the time of service, appointed to the commission.

<sup>21</sup> 52 U.S.C. §30106(a)(1).

<sup>22</sup> Steven T. Walther identifies himself as an independent. Sen. Reid recommended Walther to the commission and Walther reportedly worked for Democratic clients before joining the FEC. Walther often votes with Democrats on the FEC, although he has emphasized his independence since early in his commission tenure. See, for example, Matthew Murray, “Walther Takes on Washington,” *Roll Call* online, January 13, 2009, <http://www.rollcall.com/news/-31322-1.html>.

<sup>23</sup> 52 U.S.C. §30106(a)(2)(A).

<sup>24</sup> 52 U.S.C. §30106(a)(2)(A).

<sup>25</sup> CRS Report R44083, *Appointment and Confirmation of Executive Branch Leadership: An Overview*, by Henry B. Hogue and Maeve P. Carey, p. 11.

<sup>26</sup> “Confirmations,” *Congressional Record*, vol. 154, part 10 (June 24, 2008), p. 13696.

or her successor has taken office as a Commissioner.”<sup>27</sup> As **Table 1** above shows, as of this writing, all current commissioners are serving in holdover status.

## At Least Four Agreeing Votes Required for Most Policymaking

FECA requires affirmative votes from at least four commissioners to authorize most policymaking or enforcement activity. In particular, this includes

- holding hearings;
- making, amending, or repealing rules;
- initiating litigation or defending the agency in litigation, including appeals;
- issuing advisory opinions;
- conducting investigations, and making referrals to other enforcement agencies;
- approving enforcement actions and audits; and
- issuing and amending forms (e.g., those used in the disclosure process).<sup>28</sup>

Matters without at least four votes for or against an action can have the effect of leaving questions of law, regulation, or enforcement unresolved, as some view the issues in question as having been neither approved nor rejected.<sup>29</sup>

With fewer than four commissioners, existing campaign law and regulation remain in effect. Agency staff and remaining commissioners may continue to provide general information, and to prepare for a repopulated commission. In addition, as explained below, the commission revised its internal procedures before it last lost a policymaking quorum to clarify functions during a quorum loss.

## Loss of Policymaking Quorum in 2008

The significance of the four-vote threshold became particularly evident in 2008. Following expired recess appointments and amid ongoing Senate consideration of FEC nominations, the agency had just two commissioners for the first six months of the year. In late 2007, in anticipation of only two commissioners remaining in office in 2008, commissioners amended the

<sup>27</sup> A commissioner may remain in office after the expiration of his or her term unless or until (1) the President nominates, and the Senate confirms, a replacement; or (2) the President, as conditions permit, makes a recess appointment to the position. For additional discussion of recess appointments generally, see CRS Report RS21308, *Recess Appointments: Frequently Asked Questions*, by Henry B. Hogue. On ability to remain in office until a successor takes office, see 52 U.S.C. §30106(a)(2)(B). Commissioners appointed before December 31, 1997, or announced as intended nominees before November 30, 1997, were eligible for reappointment. See 111 Stat. 1305 and 111 Stat. 2523.

<sup>28</sup> See 52 U.S.C. §30106(c); 52 U.S.C. §30107(a)(6)-52 U.S.C. §30107(a)(9); and 52 U.S.C. §30109(a).

<sup>29</sup> Campaign lawyers and some former commissioners have different interpretations of deadlocked votes. In enforcement matters, for example, some practitioners view deadlocks as an opportunity to challenge the boundaries of the law (because no violation was found), whereas others regard deadlocks as leaving the issue unresolved. For additional discussion, see CRS Report R44319, *The Federal Election Commission: Enforcement Process and Selected Issues for Congress*, by R. Sam Garrett. See also Kenneth P. Doyle, “Increasing Prevalence of Split FEC Votes On Key Issues Could Shape Next Campaigns,” *Daily Report for Executives*, April 9, 2009, p. C-1; Nicholas Confessore, “Election Panel Enacts Policies by Not Acting,” *The New York Times*, August 26, 2014, p. A1; Brad Smith, *What does it mean when the Federal Election Commission “Deadlocks”*, Center for Competitive Politics blog posting, April 14, 2009, <http://www.campaignfreedom.org/2009/04/14/what-does-it-mean-when-the-federal-election-commission-deadlocks/>; and Bob Bauer, *‘Desperate’ at the FEC, Part II: The Risks of Unintended Consequences*, More Soft Money Hard Law blog posting, June 11, 2015, <http://www.moresoftmoneyhardlaw.com/2015/06/desperate-fec-part-ii-risks-unintended-consequences/>.



FEC's rules of internal procedure to permit executing some duties if the commission lost its four-member policymaking quorum. These revisions to the FEC's Directive 10 permit the commission to continue meeting with fewer than four members to approve general public information, such as educational guides; appoint certain staff; and approve other basic administrative and employment matters.<sup>30</sup>

During the loss of the commission's policymaking quorum in 2008, the two remaining commissioners (David Mason (R) and Ellen Weintraub (D)) met publicly to discuss advisory opinions, but could not vote to approve or disapprove those opinions. At the time, the commissioners explained that although they recognized that the commission lacked a quorum, they were attempting to provide general feedback, particularly given the ongoing 2008 election cycle. That practice generated some controversy, however, as some practitioners contended that remaining commissioners did not have the authority to meet and provide guidance.<sup>31</sup>

After the Senate confirmed nominees in June 2008, the new commissioners faced a backlog of enforcement matters, litigation, advisory opinions, and rulemakings to implement portions of the Honest Leadership and Open Government Act (HLOGA).<sup>32</sup> The commission returned to normal operations during the rest of 2008 and throughout 2009.

## Concluding Comments

Without a policymaking quorum among members of the FEC, the commission is unable to execute its most consequential duties. Among others, current matters before the FEC include a proposed rulemaking on disclosure requirements for certain online political advertising,<sup>33</sup> as well as responding to developments during the 2018 election cycle and preparing for 2020.<sup>34</sup> Particularly during election years, advisory opinion requests are common.

Despite the lack of a policymaking quorum, FEC operations do not cease. The agency remains open for business with remaining commissioners and its regular staff. Although new enforcement or policy matters cannot advance until a quorum is reconstituted, a repopulated commission could

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<sup>30</sup> Federal Election Commission, "Rules of Procedure," 73 *Federal Register* 5568, January 30, 2008. Section L (p. 5570) of the document refers to operations with fewer than four commissioners; that language was adopted in December 2007.

<sup>31</sup> See, for example, Letter from Donald F. McGahn II, Counsel, People for Pete Domenici, to Thomesenia P. Duncan, Office of General Counsel, Federal Election Commission, January 23, 2008, withdrawing advisory opinion request 2007-36, <https://www.fec.gov/data/legal/advisory-opinions/2007-36/>. (McGahn was later appointed to the commission.) See also, for example, CBS News, "FEC Fight Leaves Candidates Hanging," April 23, 2008, <https://www.cbsnews.com/news/fec-fight-leaves-candidates-hanging/>. The FEC's obligations under the Administrative Procedure Act (APA) are beyond the scope of this report.

<sup>32</sup> For historical background, see archived CRS Report RL34324, *Campaign Finance: Legislative Developments and Policy Issues in the 110th Congress*, by R. Sam Garrett; and CRS Report RS22780, *The Federal Election Commission (FEC) With Fewer than Four Members: Overview of Policy Implications*, by R. Sam Garrett.

<sup>33</sup> For brief discussion, see CRS In Focus IF10758, *Online Political Advertising: Disclaimers and Policy Issues*, by R. Sam Garrett. See also Federal Election Commission, "Internet Communication Disclaimers and Definition of "Public Communication," 83 *Federal Register* 12864, March 26, 2018.

<sup>34</sup> Several entities have publicized filing complaints with the commission related to 2016 and 2018. In these and other cases, even with a quorum, the commission might not find sufficient reason to proceed with enforcement. FECA prohibits the commission from disclosing information about ongoing enforcement matters. For additional discussion, see CRS Report R44319, *The Federal Election Commission: Enforcement Process and Selected Issues for Congress*, by R. Sam Garrett.

consider older matters.<sup>35</sup> In addition, the Justice Department may pursue criminal enforcement on its own authority, regardless of the FEC's operating capacity for civil matters.<sup>36</sup>

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<sup>35</sup> The statute of limitations for civil and criminal violations is five years. See 28 U.S.C. §2462 and 52 U.S.C. §30145, respectively. Other actions, such as rulemaking activities that are already under way, may continue indefinitely. However, as noted above, new rulemakings could not be initiated or finalized without a quorum.

<sup>36</sup> For an overview of various civil versus criminal provisions and administration/enforcement in campaigns and elections, see CRS Report R45302, *Federal Role in U.S. Campaigns and Elections: An Overview*, by R. Sam Garrett.

**From:** Tom Moore  
**To:** Weintraub Office  
**Sent:** 2019-08-26T18:59:55.0000000Z  
**Subject:** FEC Chair Ellen L. Weintraub's statement on Vice Chairman Matt Petersen's resignation

Please find attached FEC Chair Ellen L. Weintraub's statement on Vice Chairman Matt Petersen's resignation. She has also tweeted this statement out just now:

<https://twitter.com/EllenLWeintraub/status/1166061287933186053>

Please let me know if you have any questions or need further information.

**Tom Moore**  
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**CHAIR ELLEN L. WEINTRAUB**  
**FEDERAL ELECTION COMMISSION**  
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**STATEMENT OF CHAIR ELLEN L. WEINTRAUB**

**August 26, 2019**

Vice Chairman Matt Petersen has announced that he is leaving the Federal Election Commission at the end of this week. I will miss him. For 11 years, Matt has been a gracious and steady colleague on the Commission. I have especially enjoyed working together with him this year as the FEC's Chair and Vice Chairman. I wish Matt every success in the next chapter of his story.

His departure leaves the Commission with only three members, one shy of the four-vote quorum we need to decide enforcement and audit matters, pass rules, issue advisory opinions, and litigate most matters. But the United States' election cop is still on the 2020 campaign beat, despite the Vice Chairman's resignation.

Yes, the Commission's ability to make decisions regarding past infractions will be delayed until a quorum is restored. But some of the FEC's most important duties will continue unimpeded. Make no mistake: The FEC will still be able to shine a strong spotlight on the finances of the 2020 campaign. Political committees still must report their contributions and spending. Hundreds of dedicated public servants at the FEC will continue to make millions of pages of campaign-finance information available to the public and the press quickly and accurately. The FEC continues to stand ready to assist political committees, the press, and the public with any campaign-finance questions they may have. Our information technology staff will continue to keep our website up and running and our data secure.

The FEC's enforcement machinery will continue to operate. If a complainant believes a new infraction has been committed, the FEC will still take that complaint. We will still ask the respondent to respond. And our Office of General Counsel will still work up the matter and make its recommendation on whether the Commission should vote to find reason to believe the law may have been violated. Only the Commission's vote on that recommendation will be delayed. Previously authorized investigations will continue.

I will continue to remain vigilant to all threats to the integrity of our elections – and Americans' faith in them.

But we do need to have a functioning quorum on this Commission. We have been on the razor's edge since Republican Commissioner Lee Goodman departed in February 2018. No one has been nominated to fill the seat vacated by Democratic Commissioner Ann Ravel more than two years ago in April 2017.

Vice Chairman Petersen's resignation makes it imperative that the President speedily nominate new Commissioners and that the Senate move expeditiously to confirm them.

**From:**Myles G. Martin  
**To:**Weintraub Office  
**Sent:**2019-09-05T16:27:27.0000000Z  
**CC:**Press Office  
**Subject:**FW: Weintraub interview request

Good afternoon Chair Weintraub and Staff,

I'm passing along this interview request from Maria Recio, a reporter with the Austin American Statesman.

Thanks!

Myles Martin  
Public Affairs Specialist  
Federal Election Commission  
(202) 694-1221 (o)  
[mmartin@fec.gov](mailto:mmartin@fec.gov)

This correspondence provides information about generally applicable provisions of federal campaign finance law, including the Federal Election Campaign Act (FECA), its amendments and Commission regulations. The Commission's application of these laws in previous enforcement actions or advisory opinions may also be discussed. However, the Federal Election Commission (FEC) Press Office cannot comment on the application of these laws to the activities of specific candidates or committees. FECA prohibits the Press Office from discussing any complaints that are pending before the FEC.

---

**From:** maria recio [mailto:[mwrecio@gmail.com](mailto:mwrecio@gmail.com)]  
**Sent:** Thursday, September 05, 2019 12:25 PM  
**To:** Press Office <[press@fec.gov](mailto:press@fec.gov)>  
**Subject:** Weintraub interview request

Hi, I'd like to speak with Ms. Wientraub for a story I'm doing about the lack of a quorum at the FEC. I write for the Austin American Statesman and the one nominee that I know of, who would presumably resolve the problem if confirmed, is Austin attorney Trey Trainor. On a personal note, I got to know Ellen from our local pool, the North Chevy Chase Swimming Pool Association.

Thank you.

Maria Recio  
Austin American Statesman  
Washington correspondent  
202 531 4444

**From:**Dania Korkor  
**To:**Ellen Weintraub  
**Sent:**2019-09-02T15:09:58.0000000Z  
**CC:**Weintraub Office  
**Subject:**Re: Thanks again Ellen!

Ellen, you did an amazing job! I loved your answer to losing quorum. It must have been thrilling to do the interview in front of a live audience! Great job!!!

---

**From:** Ellen Weintraub <EWeintraub@fec.gov>  
**Sent:** Saturday, August 31, 2019 11:27:04 AM  
**To:** Weintraub Office <WeintraubOffice@fec.gov>; Press Staff <Press\_Staff@fec.gov>  
**Subject:** Fwd: Thanks again Ellen!

FYI

Ellen L. Weintraub  
Chair  
Federal Election Commission  
202.694.1035  
@EllenLWeintraub

Begin forwarded message:

**From:** "Braun, Sheara J (NBCUniversal, MSNBC)" <[sheara.braun@msnbc.com](mailto:sheara.braun@msnbc.com)>  
**Date:** August 31, 2019 at 10:49:32 AM EDT  
**To:** "[eweintraub@fec.gov](mailto:eweintraub@fec.gov)" <[eweintraub@fec.gov](mailto:eweintraub@fec.gov)>  
**Subject:** Thanks again Ellen!

And here's a link to the segment. Thank you for joining us. You were great!

<https://www.msnbc.com/all-in/watch/fec-chair-i-worry-that-americans-will-feel-election-results-are-not-legitimate-because-of-the-electoral-college-67897925768>

Sheara Braun  
Editorial Producer  
MSNBC's "All In with Chris Hayes"  
212.664.1747 (work)  
212.664.5554 (main work)  
917.716.0295 (cell)  
212.413.5193 (fax)

**From:**Sarah Rozensky  
**To:**Ellen Weintraub  
**Sent:**2019-08-30T15:12:53.0000000Z  
**CC:**Carlos Valdivia ; Tom Moore ; Ana Pena-Wallace  
**Subject:**RE: updated to do list

Great idea! I can't wait to take that on (next week)!.

---

**From:** Ellen Weintraub  
**Sent:** Friday, August 30, 2019 11:12 AM  
**To:** Sarah Rozensky <srozensky@fec.gov>  
**Cc:** Weintraub Office <WeintraubOffice@fec.gov>  
**Subject:** Re: updated to do list

Also for next week, I want to take stock of where we are (how many complaints in limbo, backlog on commissioners's desks, pending AOs, etc.): I want to issue a State of the Commission heading into the lack of quorum period, and then issue a series of regular updates as we go along.

Ellen L. Weintraub  
Chair  
Federal Election Commission  
202.694.1035  
@EllenLWeintraub

On Aug 30, 2019, at 9:41 AM, Sarah Rozensky <[srozensky@fec.gov](mailto:srozensky@fec.gov)> wrote:

[Redacted content]

(b)(5)

(b)(5)

(b)(5)



(b)(5)

(b)(5)

(b)(5)

**From:**Sarah Rozensky  
**To:**Edwards, Kayla  
**Sent:**2019-09-03T19:03:35.0000000Z  
**Subject:**Re: Letter of Recommendation: Kayla Edwards

We are happy to the help! Let me discuss with Tom the best way to proceed and we'll get back to you asap!

Sarah

---

**From:** Edwards, Kayla (b)(6)  
**Sent:** Friday, August 30, 2019 3:35 PM  
**To:** Sarah Rozensky <srozensky@fec.gov>  
**Subject:** Letter of Recommendation: Kayla Edwards

Good afternoon Sarah,

I'm hoping things are going well in the office in spite of the, now, lack of a quorum. Hunter and I have been keeping track of the updates in our campus coffee shop this week, and hopefully this is giving the office time to work on events and other projects.

I wanted to follow-up with you about a letter of recommendation from the Chair based on my work this summer. I would greatly appreciate any letter on behalf of the office as I continue my job search for next year. Please let me know if I can provide any additional information (I left a summary of my work on a saved drive, and can definitely answer any questions).

Many thanks,  
Kayla

**Kayla Edwards**  
(b)(6)

**From:** Sarah Rozensky  
**To:** Eileen Donahoe ; Tom Melia ; Ellen Weintraub ; Tom Moore ; Summer Lopez ; Nora Benavidez ; dc\_intern1@pen.org ; Suzanne Nossel ; Dru Menaker  
**Sent:** 2019-08-29T09:04:31.0000000Z  
**Subject:** RE: Congressional participation update

Thanks. Feel free to send us a list of logistical questions that Tom and I can run down early next week before we talk again. Tom Melia, Summer, and I started this list on Tuesday but I will admit that I haven't had another second to think about those questions. My apologies. It's not every day that we're on the verge of losing a quorum.

---

**From:** Eileen Donahoe [mailto:Eileen.Donahoe@stanford.edu]  
**Sent:** Wednesday, August 28, 2019 10:52 PM  
**To:** Sarah Rozensky <srozensky@fec.gov>; Tom Melia <tmelia@pen.org>; Ellen Weintraub <EWeintraub@fec.gov>; Tom Moore <TMoore@fec.gov>; Summer Lopez <slopez@pen.org>; Nora Benavidez <nbenavidez@pen.org>; dc\_intern1@pen.org; Suzanne Nossel <snossel@pen.org>; Dru Menaker <dmenaker@pen.org>  
**Subject:** Re: Congressional participation update

Completely understand –  
PEN folks let's talk anyway!

Get [Outlook for iOS](#)

---

**From:** Sarah Rozensky <srozensky@fec.gov>  
**Sent:** Wednesday, August 28, 2019 6:39 PM  
**To:** Eileen Donahoe; Tom Melia; Ellen Weintraub; Tom Moore; Summer Lopez; Nora Benavidez; [dc\\_intern1@pen.org](#); Suzanne Nossel; Dru Menaker  
**Subject:** Re: Congressional participation update

Sorry for the late notice but things have been absolutely crazy at the FEC since Monday's announcement by the Vice Chair that he's stepping down as of Friday. As a result, Ellen, Tom, and I will not be available for the Noon call on Thursday. Our apologies! Please meet without us if that would be helpful and perhaps we can regroup again on Tuesday.

---

**From:** Eileen Donahoe <[Eileen.Donahoe@stanford.edu](#)>  
**Sent:** Wednesday, August 28, 2019 7:06:29 PM  
**To:** Tom Melia <[tmelia@pen.org](#)>; Ellen Weintraub <[EWeintraub@fec.gov](#)>; Tom Moore <[TMoore@fec.gov](#)>; Sarah Rozensky <[srozensky@fec.gov](#)>; Summer Lopez <[slopez@pen.org](#)>; Nora Benavidez <[nbenavidez@pen.org](#)>; [DC\\_Intern1@pen.org](#) <[DC\\_Intern1@pen.org](#)>; Suzanne Nossel <[snossel@pen.org](#)>; Dru Menaker <[dmenaker@pen.org](#)>  
**Subject:** Re: Congressional participation update

Fabulous re Murphy - and let's hope re one or two others!  
  
Agree we can be flexible to give them a good spot they attend.

Eileen Donahoe  
Executive Director, Global Digital Policy Incubator  
Center for Democracy, Development and the Rule of Law  
Stanford University

---

**From:** Tom Melia <[tmelia@pen.org](#)>  
**Sent:** Wednesday, August 28, 2019 12:11 PM  
**To:** Ellen Weintraub <[EWeintraub@fec.gov](#)>; Tom Moore <[TMoore@fec.gov](#)>; Sarah Rozensky <[SRozensky@fec.gov](#)>; Eileen Donahoe <[Eileen.Donahoe@stanford.edu](#)>; Summer Lopez <[slopez@pen.org](#)>; Nora Benavidez <[nbenavidez@pen.org](#)>; [DC\\_Intern1@pen.org](#) <[DC\\_Intern1@pen.org](#)>; Suzanne Nossel <[snossel@pen.org](#)>; Dru Menaker <[dmenaker@pen.org](#)>  
**Subject:** Congressional participation update

As you know we sent out letters of invitation to the Symposium to 12 House members and 12 senators -- the principal sponsors of key legislation in the realms of elections security and disinformation. In each chamber 6 Rs and 6 Ds. This includes Senators Wyden and Warner, who have taken the lead on pushing the conversation in the Senate, and House members who led on the Honest Ads act and the Deepfakes Reporting Act (introduced June 28).

We have gotten several simple no thank you's. And a few offices I am engaged with on possible participation, including Warner (and the Republican counterpart his office says is most forward-leaning on the Russia angle, James Lankford of OK)

One hiccup we have is that Tuesday September 17 is a "fly-in" day for the House, so most Members are in the air that day and their offices quickly said no can do.

Two exceptions at the moment are **Rep. Stephanie Murphy**, a new Member from Orlando, Florida, who has staked out a profile already as an activist on these issues, as an original cosponsor of the DeepFakes Reporting Act and her own bill ALERTS (Achieving Lasting Electoral Reforms on Transparency and Security Act) that would require that the FBI, DHS or other federal agencies tell the public when they detect foreign attacks on election infrastructure. (Counties in her district were reportedly attacked by Russians, and she is annoyed the FBI won't explain publicly which counties and what was done ~ requiring that state and federal officials like her and the Governor sign NDAs before they can be briefed on the matter). I attach a one pager with some links to articles about her and her initiatives. **She has said she accepts and will attend.** I will talk with her chief of staff later today about what her timing and availability will be. One thing that is notable about her work is that she has launched her bills and letters with Republican co-sponsorship. The other House member is local so easier to attend -- **Rep. John Sarbanes**, who has also been outspoken, mostly about denouncing Republican inaction on these measures, I will suss out his interest and timing also today.

I am in back-and-forth with Senator Warner's office and he is apparently quite interested and they are looking at logistics for that day. Wyden's office has been a bit harder for me to access, but I have learned that his principal adviser on election security matters is a well-known tech expert, Christopher Soghoian, and I am trying to get him to join the closed door working session. I recommend to all to read his Wikipedia entry:

[https://en.wikipedia.org/wiki/Christopher\\_Soghoian](https://en.wikipedia.org/wiki/Christopher_Soghoian)

So, as we refine the run-of-show we should keep in mind that we may have to make adjustments if we want to get one or more of these high profile legislators to participate in some way. None are going to spend 6 hours with us. They may want simply to make a brief appearance at the public session, so they can say they advanced their proposals with an expert crowd -- which could help garner us some press coverage (and a bigger audience, if we can announce in advance that one or more of these will be in attendance). It may be that their interest would be to participate from a time in the closed door session, which I am also explaining/encouraging).

More as it happens.

Tom

**Thomas O. Melia**

Washington Director | **PEN America**

1015 15th Street, NW | Suite 600 | Washington, DC 20005

[tmelia@pen.org](mailto:tmelia@pen.org) | m. +1 202-631-9475 | [@thomasomelia](https://twitter.com/thomasomelia) | [pen.org](https://pen.org)

**From:**Sarah Rozensky  
**To:**Ellen Weintraub  
**Sent:**2019-08-27T12:47:25.0000000Z  
**Subject:**FW: Staffing Request

(b)(5)

Some of these can be posted and hired without a quorum.

**From:** Rebecca Hough  
**Sent:** Monday, August 26, 2019 5:02 PM  
**To:** Sarah Rozensky <srozensky@fec.gov>  
**Cc:** Ellen Weintraub <EWeintraub@fec.gov>  
**Subject:** Re: Staffing Request

Not yet, when I spoke to him week before last he mentioned he needed to check in with Caroline before responding.

Rebecca Hough  
Office of the Staff Director  
w: 202-694-1010 / c: 202-262-0983  
[rhough@fec.gov](mailto:rhough@fec.gov)

On Aug 26, 2019, at 4:45 PM, Sarah Rozensky <[srozensky@fec.gov](mailto:srozensky@fec.gov)> wrote:

Rebecca – Did Matt’s office approve this?

---

**From:** Sarah Rozensky  
**Sent:** Wednesday, August 14, 2019 11:46 AM  
**To:** John Quinlan <[jquinlan@fec.gov](mailto:jquinlan@fec.gov)>; Weintraub Office <[WeintraubOffice@fec.gov](mailto:WeintraubOffice@fec.gov)>; Petersen Office <[PetersenOffice@fec.gov](mailto:PetersenOffice@fec.gov)>  
**Cc:** Hunter Office <[HunterOffice@fec.gov](mailto:HunterOffice@fec.gov)>; Walther Office <[WaltherOffice@fec.gov](mailto:WaltherOffice@fec.gov)>; Alec Palmer <[APalmer@fec.gov](mailto:APalmer@fec.gov)>; Lisa Stevenson <[LStevenson@fec.gov](mailto:LStevenson@fec.gov)>; Gregory Baker <[gbaker@fec.gov](mailto:gbaker@fec.gov)>; Katie Higginbothom <[KHigginbothom@fec.gov](mailto:KHigginbothom@fec.gov)>; Rebecca Hough <[RHough@fec.gov](mailto:RHough@fec.gov)>; Gilbert A. Ford <[GFord@fec.gov](mailto:GFord@fec.gov)>  
**Subject:** RE: Staffing Request

The Chair approves these requests.

---

**From:** John Quinlan  
**Sent:** Tuesday, August 06, 2019 5:38 PM  
**To:** Weintraub Office <[WeintraubOffice@fec.gov](mailto:WeintraubOffice@fec.gov)>; Petersen Office <[PetersenOffice@fec.gov](mailto:PetersenOffice@fec.gov)>  
**Cc:** Hunter Office <[HunterOffice@fec.gov](mailto:HunterOffice@fec.gov)>; Walther Office <[WaltherOffice@fec.gov](mailto:WaltherOffice@fec.gov)>; Alec Palmer <[APalmer@fec.gov](mailto:APalmer@fec.gov)>; Lisa Stevenson <[LStevenson@fec.gov](mailto:LStevenson@fec.gov)>; Gregory Baker <[gbaker@fec.gov](mailto:gbaker@fec.gov)>; Katie Higginbothom <[KHigginbothom@fec.gov](mailto:KHigginbothom@fec.gov)>; Rebecca Hough <[RHough@fec.gov](mailto:RHough@fec.gov)>; Gilbert A. Ford <[GFord@fec.gov](mailto:GFord@fec.gov)>  
**Subject:** Staffing Request

Hello Commissioners,

(b)(2) & (b)(5)

(b)(2) & (b)(5)

John Quinlan  
Chief Financial Officer  
Federal Election Commission  
1050 First Street NE

Washington DC 20463

Phone 202-694-1217

Cell 202-213-7686

[jquinlan@fec.gov](mailto:jquinlan@fec.gov)



**From:**Dania Korkor  
**To:**Ellen Weintraub  
**Sent:**2019-06-03T21:22:56.0000000Z  
**CC:**Sarah Rozensky  
**Subject:**FW: MUR 6538R (AJS) - Goodman Concurring Statement of Reasons

(b)(5)

Dania

---

**From:** Lisa Stevenson  
**Sent:** Monday, June 03, 2019 5:14 PM  
**To:** Dania Korkor <DKorkor@fec.gov>  
**Cc:** Lawrence Calvert <LCalvert@fec.gov>  
**Subject:** RE: MUR 6538R (AJS) - Goodman Concurring Statement of Reasons

Here's the actual language from the CERT dated June 14, per law manager.

The Commission decided by a vote of 4-1 to take the following actions in MUR 6538R:  
Deem withdrawn the motion made by Commissioner Goodman in the Executive Session  
of June 6 and 8, 2017 that was pending when the Executive Session lost its quorum on June 8, 2017.

Add to the record of the matter the Concurring Statement of Reasons of Commissioner Lee E. Goodman, and direct the  
Office of General Counsel to provide a copy of the Statement to respondents forthwith.

Determine that the Commission's action in this matter shall not be considered as precedent for accompanying documents  
with, attaching documents to, or in any  
way supplementing, the Factual and Legal Analysis in future enforcement proceedings.

Lisa J. Stevenson  
Acting General Counsel  
Federal Election Commission  
[l Stevenson@fec.gov](mailto:l Stevenson@fec.gov)  
202-694-1613

---

**From:** Lisa Stevenson  
**Sent:** Monday, June 03, 2019 5:11 PM  
**To:** Dania Korkor <[DKorkor@fec.gov](mailto:DKorkor@fec.gov)>  
**Cc:** Lawrence Calvert <[LCalvert@fec.gov](mailto:LCalvert@fec.gov)>  
**Subject:** FW: MUR 6538R (AJS) - Goodman Concurring Statement of Reasons

Here ya go. I think this is what you were looking for.

Lisa J. Stevenson  
Acting General Counsel  
Federal Election Commission  
[l Stevenson@fec.gov](mailto:l Stevenson@fec.gov)  
202-694-1613

---

**From:** Lawrence Calvert  
**Sent:** Monday, June 03, 2019 5:10 PM  
**To:** Lisa Stevenson <[LStevenson@fec.gov](mailto:LStevenson@fec.gov)>  
**Subject:** FW: MUR 6538R (AJS) - Goodman Concurring Statement of Reasons

---

**From:** Lisa Stevenson

**Sent:** Thursday, June 15, 2017 11:15 AM

**To:** Kathleen Guith <[KGuith@fec.gov](mailto:KGuith@fec.gov)>; Peter Reynolds <[PReynolds@fec.gov](mailto:PReynolds@fec.gov)>

**Cc:** Lawrence Calvert <[LCalvert@fec.gov](mailto:LCalvert@fec.gov)>; Kevin Deeley <[kdeeley@fec.gov](mailto:kdeeley@fec.gov)>; Jeff Jordan <[jjordan@fec.gov](mailto:jjordan@fec.gov)>

**Subject:** FW: MUR 6538R (AJS) - Goodman Concurring Statement of Reasons

Kathleen and Pete

The Commission approved by a vote of 5-1 the attached memo which contains 3 recommendations, including directing OGC to send a copy of Goodman's concurring statement (attached) to Respondents. The vote closed last night so I assume the certification is complete. Since litigation is pending, it is important that we get the letter and statement out quickly, today if possible. Please note that the Concurring Statement replaces and is a full substitute for the prior statement that Goodman entitled "FL&A" which he has withdrawn.

Let me know if you have any questions. I would appreciate it if you could please confirm when it has gone out.

Lisa

Lisa J. Stevenson

Acting General Counsel

Federal Election Commission

[l Stevenson@fec.gov](mailto:l Stevenson@fec.gov)

202-694-1613

---

**From:** Lee Goodman

**Sent:** Monday, June 12, 2017 4:51 PM

**To:** Commissioners Office <[CommissionersOffice@fec.gov](mailto:CommissionersOffice@fec.gov)>; Commission Secretary Office <[CommissionSecretaryOffice@fec.gov](mailto:CommissionSecretaryOffice@fec.gov)>;

Lisa Stevenson <[LStevenson@fec.gov](mailto:LStevenson@fec.gov)>; Lawrence Calvert <[LCalvert@fec.gov](mailto:LCalvert@fec.gov)>; Kathleen Guith <[KGuith@fec.gov](mailto:KGuith@fec.gov)>; Katie Higginbothom <[KHigginbothom@fec.gov](mailto:KHigginbothom@fec.gov)>

**Subject:** MUR 6538R (AJS) - Goodman Concurring Statement of Reasons

Commissioners, Secretary, General Counsel,

Attached please find the Concurring Statement of Reasons of Commissioner Lee E. Goodman which I request be included in the administrative record of MUR 6538R (AJS) and provided to the Respondent.

Lee Goodman

Commissioner

**From:**Ellen Weintraub  
**To:**Christian J. Hilland  
**Sent:**2019-02-21T13:07:24.0000000Z  
**CC:**Commissioners Office ; Alec Palmer ; Lisa Stevenson ; Gregory Baker ; Stephen Gura ; Patricia Orrock ; Commission Secretary Office ; Judith Ingram ; Neven Stipanovic ; Press Staff ; Greg Scott  
**Subject:**Re: Thursday meetings

Correct. Thank you, Christian!

Ellen L. Weintraub  
Chair  
Federal Election Commission  
202.694.1035  
@EllenLWeintraub

> On Feb 21, 2019, at 7:18 AM, Christian J. Hilland <CHilland@fec.gov> wrote:  
>  
> Good morning, Chair Weintraub.  
>  
> I will take care of contacting the usual reporters who attend open meetings, and we will also send out a tweet informing the public.  
>  
> Just to confirm, the open meeting and executive session have been cancelled. The 1:30 pm speaker series and 3 pm reception are still on, correct?  
>  
> Thanks.  
>  
> Christian  
>  
> Sent from my iPhone  
>  
>> On Feb 21, 2019, at 7:02 AM, Ellen Weintraub <EWeintraub@fec.gov> wrote:  
>>  
>> OK, I think we have to cancel the meetings. Alec, can you post something on the website and have the press office notify the regulars?  
>> Sorry, all.  
>>  
>>> On Feb 20, 2019, at 8:40 PM, Ellen Weintraub <EWeintraub@fec.gov> wrote:  
>>>  
>>> As you know, Commissioner Walther was planning on calling in tomorrow morning for the meeting(s). I just learned that due to flight delays, he may not be available to call in in the morning. I reached him just as his plane was about to take off, so I'm not 100% sure whether he might be able to call in between flights. But I wanted to let you all know that it seems we may have to cancel the open and exec sessions, due to a lack of a quorum.

**From:**Dayna Brown  
**To:**Ellen Weintraub ; Weintraub Office  
**Sent:**2019-02-21T12:31:29.0000000Z  
**Subject:**RE: Thursday meetings

Good Morning,

I'm not sure what the intended set up is for the panel discussion this afternoon, but would you still like water setup for Commissioners on the dais and the panelists at the witness table this afternoon?

Thank you,  
~Dayna

-----Original Message-----

From: Ellen Weintraub  
Sent: Thursday, February 21, 2019 7:02 AM  
To: Commissioners Office <CommissionersOffice@fec.gov>; Alec Palmer <APalmer@fec.gov>; Lisa Stevenson <LStevenson@fec.gov>; Gregory Baker <gbaker@fec.gov>; Stephen Gura <SGura@fec.gov>; Patricia Orrock <POrrock@fec.gov>; Commission Secretary Office <CommissionSecretaryOffice@fec.gov>; Judith Ingram <JIngram@fec.gov>; Neven Stipanovic <NStipanovic@fec.gov>; Press Staff <Press\_Staff@fec.gov>  
Subject: Re: Thursday meetings

OK, I think we have to cancel the meetings. Alec, can you post something on the website and have the press office notify the regulars?  
Sorry, all.

> On Feb 20, 2019, at 8:40 PM, Ellen Weintraub <EWeintraub@fec.gov> wrote:  
>  
> As you know, Commissioner Walther was planning on calling in tomorrow morning for the meeting(s). I just learned that due to flight delays, he may not be available to call in in the morning. I reached him just as his plane was about to take off, so I'm not 100% sure whether he might be able to call in between flights. But I wanted to let you all know that it seems we may have to cancel the open and exec sessions, due to a lack of a quorum.

**From:**Nora Benavidez  
**To:**Ellen Weintraub  
**Sent:**2019-08-29T15:33:23.0000000Z  
**CC:**Sarah Rozensky ; Eileen Donahoe ; Tom Melia ; Tom Moore ; Summer Lopez ; dc\_intern1@pen.org ; Suzanne Nossel ; Dru Menaker  
**Subject:**Re: Congressional participation update

Eileen, for our call today, I believe we're a smaller group with you and us here at PEN. Here is our call-in number:  
+1 401-285-3889 PIN: 443 282 473#

Looking forward to speaking at noon.

On Thu, Aug 29, 2019 at 6:18 AM Ellen Weintraub <[EWeintraub@fec.gov](mailto:EWeintraub@fec.gov)> wrote:

And thanks to all for your understanding. We have to be laser-focused right now on what we can get done before we lose the quorum. Next week (unfortunately), we'll have more time.

Ellen L. Weintraub  
Chair  
Federal Election Commission  
202.694.1035  
@EllenLWeintraub

On Aug 29, 2019, at 5:04 AM, Sarah Rozensky <[srozensky@fec.gov](mailto:srozensky@fec.gov)> wrote:

Thanks. Feel free to send us a list of logistical questions that Tom and I can run down early next week before we talk again. Tom Melia, Summer, and I started this list on Tuesday but I will admit that I haven't had another second to think about those questions. My apologies. It's not every day that we're on the verge of losing a quorum.

---

**From:** Eileen Donahoe [<mailto:Eileen.Donahoe@stanford.edu>]  
**Sent:** Wednesday, August 28, 2019 10:52 PM  
**To:** Sarah Rozensky <[srozensky@fec.gov](mailto:srozensky@fec.gov)>; Tom Melia <[tmelia@pen.org](mailto:tmelia@pen.org)>; Ellen Weintraub <[EWeintraub@fec.gov](mailto:EWeintraub@fec.gov)>; Tom Moore <[TMoore@fec.gov](mailto:TMoore@fec.gov)>; Summer Lopez <[slopez@pen.org](mailto:slopez@pen.org)>; Nora Benavidez <[nbenavidez@pen.org](mailto:nbenavidez@pen.org)>; [dc\\_intern1@pen.org](mailto:dc_intern1@pen.org); Suzanne Nossel <[snossel@pen.org](mailto:snossel@pen.org)>; Dru Menaker <[dmenaker@pen.org](mailto:dmenaker@pen.org)>  
**Subject:** Re: Congressional participation update

Completely understand –

PEN folks let's talk anyway!

Get [Outlook for iOS](#)

---

**From:** Sarah Rozensky <[srozensky@fec.gov](mailto:srozensky@fec.gov)>  
**Sent:** Wednesday, August 28, 2019 6:39 PM

**To:** Eileen Donahoe; Tom Melia; Ellen Weintraub; Tom Moore; Summer Lopez; Nora Benavidez; [dc\\_intern1@pen.org](mailto:dc_intern1@pen.org); Suzanne Nossel; Dru Menaker  
**Subject:** Re: Congressional participation update

Sorry for the late notice but things have been absolutely crazy at the FEC since Monday's announcement by the Vice Chair that he's stepping down as of Friday. As a result, Ellen, Tom, and I will not be available for the Noon call on Thursday. Our apologies! Please meet without us if that would be helpful and perhaps we can regroup again on Tuesday.

---

**From:** Eileen Donahoe <[Eileen.Donahoe@stanford.edu](mailto:Eileen.Donahoe@stanford.edu)>  
**Sent:** Wednesday, August 28, 2019 7:06:29 PM  
**To:** Tom Melia <[tmelia@pen.org](mailto:tmelia@pen.org)>; Ellen Weintraub <[EWeintraub@fec.gov](mailto:EWeintraub@fec.gov)>; Tom Moore <[TMoore@fec.gov](mailto:TMoore@fec.gov)>; Sarah Rozensky <[srozensky@fec.gov](mailto:srozensky@fec.gov)>; Summer Lopez <[slopez@pen.org](mailto:slopez@pen.org)>; Nora Benavidez <[nbenavidez@pen.org](mailto:nbenavidez@pen.org)>; [DC\\_Intern1@pen.org](mailto:DC_Intern1@pen.org) <[DC\\_Intern1@pen.org](mailto:DC_Intern1@pen.org)>; Suzanne Nossel <[snossel@pen.org](mailto:snossel@pen.org)>; Dru Menaker <[dmenaker@pen.org](mailto:dmenaker@pen.org)>  
**Subject:** Re: Congressional participation update

Fabulous re Murphy - and let's hope re one or two others!

Agree we can be flexible to give them a good spot they attend.

Eileen Donahoe  
Executive Director, Global Digital Policy Incubator  
Center for Democracy, Development and the Rule of Law  
Stanford University

---

**From:** Tom Melia <[tmelia@pen.org](mailto:tmelia@pen.org)>  
**Sent:** Wednesday, August 28, 2019 12:11 PM  
**To:** Ellen Weintraub <[EWeintraub@fec.gov](mailto:EWeintraub@fec.gov)>; Tom Moore <[TMoore@fec.gov](mailto:TMoore@fec.gov)>; Sarah Rozensky <[SRozensky@fec.gov](mailto:SRozensky@fec.gov)>; Eileen Donahoe <[Eileen.Donahoe@stanford.edu](mailto:Eileen.Donahoe@stanford.edu)>; Summer Lopez <[slopez@pen.org](mailto:slopez@pen.org)>; Nora Benavidez <[nbenavidez@pen.org](mailto:nbenavidez@pen.org)>; [DC\\_Intern1@pen.org](mailto:DC_Intern1@pen.org) <[DC\\_Intern1@pen.org](mailto:DC_Intern1@pen.org)>; Suzanne Nossel <[snossel@pen.org](mailto:snossel@pen.org)>; Dru Menaker <[dmenaker@pen.org](mailto:dmenaker@pen.org)>  
**Subject:** Congressional participation update

As you know we sent out letters of invitation to the Symposium to 12 House members and 12 senators -- the principal sponsors of key legislation in the realms of elections security and disinformation. In each chamber 6 Rs and 6 Ds. This includes Senators Wyden and Warner, who have taken the lead on pushing the conversation in the Senate, and House members who led on the Honest Ads act and the Deepfakes Reporting Act (introduced June 28).

We have gotten several simple no thank you's. And a few offices I am engaged with on possible participation, including Warner (and the Republican counterpart his office says is most forward-leaning on the Russia angle, James Lankford of OK)

One hiccup we have is that Tuesday September 17 is a "fly-in" day for the House, so most Members are in the air that day and their offices quickly said no can do.

Two exceptions at the moment are **Rep. Stephanie Murphy**, a new Member from Orlando, Florida, who has staked out a profile already as an activist on these issues, as an original cosponsor of the DeepFakes Reporting Act and her own bill ALERTS (Achieving Lasting Electoral Reforms on Transparency and Security Act) that would require that the FBI, DHS or other federal agencies tell the public when they detect foreign attacks on election infrastructure. (Counties in her district were reportedly attacked by Russians, and she is annoyed the FBI won't explain publicly which counties and what was done ~ requiring that state and federal officials like her and the Governor sign NDAs before they can be briefed on the matter). I attach a one pager with some links to articles about her and her initiatives. **She has said she accepts and will attend.** I will talk with her chief of staff later today about what her timing and availability will be. One thing that is notable about her work is that she has launched her bills and letters with Republican co-sponsorship. The other House member is local so easier to attend -- **Rep. John Sarbanes**, who has also been outspoken, mostly about denouncing Republican inaction on these measures, I will suss out his interest and timing also today.

I am in back-and-forth with Senator Warner's office and he is apparently quite interested and they are looking at logistics for that day. Wyden's office has been a bit harder for me to access, but I have learned that his principal adviser on election security matters is a well-known tech expert, Christopher Soghoian, and I am trying to get him to join the closed door working session. I recommend to all to read his Wikipedia entry:

[https://en.wikipedia.org/wiki/Christopher\\_Soghoian](https://en.wikipedia.org/wiki/Christopher_Soghoian)

So, as we refine the run-of-show we should keep in mind that we may have to make adjustments if we want to get one or more of these high profile legislators to participate in some way. None are going to spend 6 hours with us. They may want simply to make a brief appearance at the public session, so they can say they advanced their proposals with an expert crowd -- which could help garner us some press coverage (and a bigger audience, if we can announce in advance that one or more of these will be in attendance). It may be that their interest would be to participate from a time in the closed door session, which I am also explaining/encouraging).

More as it happens.

Tom

Thomas O. Melia

Washington Director | **PEN America**

1015 15th Street, NW | Suite 600 | Washington, DC 20005

[tmelia@pen.org](mailto:tmelia@pen.org) | m. +1 202-631-9475 | [@thomasomelia](#) | [pen.org](#)

--

**Nora Benavidez**

*Director of U.S. Free Expression Programs*

[nbenavidez@pen.org](mailto:nbenavidez@pen.org) | t. +1 646.779.4818 | [@attorneynora](#)

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**The Freedom to Write**



**From:**John Quinlan  
**To:**Sarah Rozensky  
**Sent:**2019-08-28T17:56:14.0000000Z  
**CC:**Gilbert A. Ford  
**Subject:**RE: Budget

Ok. Thanks Sarah. Just let us know how you'd like us to proceed. Directive 46 would need a quorum to approve. We may be able to approve the Budget with three Commissioners, but I got the impression from Commissioner Petersen's office that they were interested in moving it forward, which we, of course, wouldn't oppose. Thanks again.

John Quinlan  
Chief Financial Officer  
Federal Election Commission  
1050 First Street NE  
Washington DC 20463  
Phone 202-694-1217  
Cell 202-213-7686  
[jquinlan@fec.gov](mailto:jquinlan@fec.gov)

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**From:** Sarah Rozensky  
**Sent:** Wednesday, August 28, 2019 1:51 PM  
**To:** John Quinlan <[JQuinlan@fec.gov](mailto:JQuinlan@fec.gov)>  
**Cc:** Gilbert A. Ford <[GFord@fec.gov](mailto:GFord@fec.gov)>  
**Subject:** RE: Budget

Thanks, John. I'm drinking out of a firehose this week and haven't had a chance to review either yet.

---

**From:** John Quinlan  
**Sent:** Wednesday, August 28, 2019 1:20 PM  
**To:** Sarah Rozensky <[srozensky@fec.gov](mailto:srozensky@fec.gov)>  
**Cc:** Gilbert A. Ford <[GFord@fec.gov](mailto:GFord@fec.gov)>  
**Subject:** Budget

Hi Sarah - Gilbert and I just walked the halls to take folks' temperature on budget matters. Your door was closed, so we didn't want to bother you. Please let us know if you would like us to stop by and discuss.

We've been trying to get a read on the 2021 Budget, and whether folks wanted to accelerate that process because of Commissioner Petersen impending departure. I also wanted to do the same for the revisions to Directive 46, since we'd have to wait for a quorum to adopt those revisions.

John Quinlan  
Chief Financial Officer  
Federal Election Commission  
1050 First Street NE  
Washington DC 20463  
Phone 202-694-1217  
Cell 202-213-7686  
[jquinlan@fec.gov](mailto:jquinlan@fec.gov)

**From:**Tom Moore  
**To:**Ellen Weintraub ; Sarah Rozensky  
**Sent:**2019-09-03T21:44:49.0000000Z  
**Subject:**Re: Fw: Letter of Recommendation: Kayla Edwards

Let's talk!

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission  
  
1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Sep 3, 2019, 3:04 PM -0400, Sarah Rozensky <[srozensky@fec.gov](mailto:srozensky@fec.gov)>, wrote:

What's the best way to proceed with a LOR for Kayla?

---

**From:** Edwards, Kayla (b)(6)  
**Sent:** Friday, August 30, 2019 3:35 PM  
**To:** Sarah Rozensky <[srozensky@fec.gov](mailto:srozensky@fec.gov)>  
**Subject:** Letter of Recommendation: Kayla Edwards

Good afternoon Sarah,

I'm hoping things are going well in the office in spite of the, now, lack of a quorum. Hunter and I have been keeping track of the updates in our campus coffee shop this week, and hopefully this is giving the office time to work on events and other projects.

I wanted to follow-up with you about a letter of recommendation from the Chair based on my work this summer. I would greatly appreciate any letter on behalf of the office as I continue my job search for next year. Please let me know if I can provide any additional information (I left a summary of my work on a saved drive, and can definitely answer any questions).

Many thanks,  
Kayla

**Kayla Edwards**  
(b)(6)

**From:**Edwards, Kayla  
**To:**srozensky@fec.gov  
**Sent:**2019-08-30T19:35:17.0000000Z  
**Subject:**Letter of Recommendation: Kayla Edwards

Good afternoon Sarah,

I'm hoping things are going well in the office in spite of the, now, lack of a quorum. Hunter and I have been keeping track of the updates in our campus coffee shop this week, and hopefully this is giving the office time to work on events and other projects.

I wanted to follow-up with you about a letter of recommendation from the Chair based on my work this summer. I would greatly appreciate any letter on behalf of the office as I continue my job search for next year. Please let me know if I can provide any additional information (I left a summary of my work on a saved drive, and can definitely answer any questions).

Many thanks,  
Kayla

**Kayla Edwards**

(b)(6)

**From:**Laura Sinram  
**To:**Sarah Rozensky  
**Sent:**2019-09-03T18:41:27.0000000Z  
**Subject:**Agendas and Minutes from 2008

(b)(5)

Hi Sarah,

Here are some agenda examples for the first half of 2008 when the Commission did not have a quorum. I also stand corrected on the length of the meetings. At least for both January meetings, they showed large file volumes but were only about 30+ minutes. It seems that file sizes have shrunk comparatively since then. I can send you more agenda examples should you need them, but the minutes should include the same topics as the agenda. I believe that we regained a quorum on 7/15/18 (executive session) and 7/16/18 (open meeting).

(b)(5)

Thanks,  
Laura

Laura Sinram  
Acting Secretary and Clerk of the Commission  
Office of the Commission Secretary  
Suite 1290  
Office: 202-694-1038/cell: 202-213-3347

**From:**Dania Korkor  
**To:**EmergencyContact-Dania Korkor  
**Sent:**2019-04-04T19:32:45.0000000Z  
**Subject:**FW: Short Research Assignment

---

**From:** Andrea Martinez  
**Sent:** Thursday, April 04, 2019 3:32 PM  
**To:** Dania Korkor <DKorkor@fec.gov>  
**Subject:** Re: Short Research Assignment

Hi Dania,

Below are some relevant CRS reports I was able to find. I'll print off the main ones but included some more in here in case they are helpful.

[Federal Role in U.S. Campaigns and Elections: An Overview](#)  
[Election Security: Issues in the 2018 Midterm Elections](#)  
[Federal Election Commission: Membership and Policymaking Quorum, In Brief](#)

[Foreign Money and U.S. Elections](#)  
[Super PACs in Federal Elections: Overview and Issues for Congress](#)  
[Coordinated Party Expenditures in Federal Elections: an Overview](#)

Let me know how else I can help!

Best,  
Andrea

---

**From:** Dania Korkor  
**Sent:** Thursday, April 4, 2019 2:26:38 PM  
**To:** Andrea Martinez  
**Subject:** Short Research Assignment

Hi Andrea,

Can you please look up any CRS Reports on the FEC/structure of FEC? I believe someone with name Garrett has written on the FEC. Please send me any reports you find!

Thanks,  
Dania

Ps-I'm email you so I don't interrupt you while you're working on a ballot. If you can do this anytime today, that would be great.  
Thanks

**From:**Dania Korkor  
**To:**Lisa Stevenson  
**Sent:**2019-06-03T21:23:06.0000000Z  
**CC:**Lawrence Calvert  
**Subject:**RE: MUR 6538R (AJS) - Goodman Concurring Statement of Reasons

Thank you!

---

**From:** Lisa Stevenson  
**Sent:** Monday, June 03, 2019 5:14 PM  
**To:** Dania Korkor <DKorkor@fec.gov>  
**Cc:** Lawrence Calvert <LCalvert@fec.gov>  
**Subject:** RE: MUR 6538R (AJS) - Goodman Concurring Statement of Reasons

Here's the actual language from the CERT dated June 14, per law manager.

The Commission decided by a vote of 4-1 to take the following actions in MUR 6538R:  
Deem withdrawn the motion made by Commissioner Goodman in the Executive Session  
of June 6 and 8, 2017 that was pending when the Executive Session lost its quorum on June 8, 2017.

Add to the record of the matter the Concurring Statement of Reasons of Commissioner Lee E. Goodman, and direct the  
Office of General Counsel to provide a copy of the Statement to respondents forthwith.

Determine that the Commission's action in this matter shall not be considered as precedent for accompanying documents  
with, attaching documents to, or in any  
way supplementing, the Factual and Legal Analysis in future enforcement proceedings.

Lisa J. Stevenson  
Acting General Counsel  
Federal Election Commission  
[l Stevenson@fec.gov](mailto:l Stevenson@fec.gov)  
202-694-1613

---

**From:** Lisa Stevenson  
**Sent:** Monday, June 03, 2019 5:11 PM  
**To:** Dania Korkor <[DKorkor@fec.gov](mailto:DKorkor@fec.gov)>  
**Cc:** Lawrence Calvert <[LCalvert@fec.gov](mailto:LCalvert@fec.gov)>  
**Subject:** FW: MUR 6538R (AJS) - Goodman Concurring Statement of Reasons

Here ya go. I think this is what you were looking for.

Lisa J. Stevenson  
Acting General Counsel  
Federal Election Commission  
[l Stevenson@fec.gov](mailto:l Stevenson@fec.gov)  
202-694-1613

---

**From:** Lawrence Calvert  
**Sent:** Monday, June 03, 2019 5:10 PM  
**To:** Lisa Stevenson <[LStevenson@fec.gov](mailto:LStevenson@fec.gov)>  
**Subject:** FW: MUR 6538R (AJS) - Goodman Concurring Statement of Reasons

---

**From:** Lisa Stevenson  
**Sent:** Thursday, June 15, 2017 11:15 AM

**To:** Kathleen Guith <[KGuith@fec.gov](mailto:KGuith@fec.gov)>; Peter Reynolds <[PReynolds@fec.gov](mailto:PReynolds@fec.gov)>  
**Cc:** Lawrence Calvert <[LCalvert@fec.gov](mailto:LCalvert@fec.gov)>; Kevin Deeley <[kdeeley@fec.gov](mailto:kdeeley@fec.gov)>; Jeff Jordan <[jjordan@fec.gov](mailto:jjordan@fec.gov)>  
**Subject:** FW: MUR 6538R (AJS) - Goodman Concurring Statement of Reasons

Kathleen and Pete

The Commission approved by a vote of 5-1 the attached memo which contains 3 recommendations, including directing OGC to send a copy of Goodman’s concurring statement (attached) to Respondents. The vote closed last night so I assume the certification is complete. Since litigation is pending, it is important that we get the letter and statement out quickly, today if possible. Please note that the Concurring Statement replaces and is a full substitute for the prior statement that Goodman entitled “FL&A” which he has withdrawn.

Let me know if you have any questions. I would appreciate it if you could please confirm when it has gone out.

Lisa

Lisa J. Stevenson  
Acting General Counsel  
Federal Election Commission  
[l Stevenson@fec.gov](mailto:l Stevenson@fec.gov)  
202-694-1613

---

**From:** Lee Goodman  
**Sent:** Monday, June 12, 2017 4:51 PM  
**To:** Commissioners Office <[CommissionersOffice@fec.gov](mailto:CommissionersOffice@fec.gov)>; Commission Secretary Office <[CommissionSecretaryOffice@fec.gov](mailto:CommissionSecretaryOffice@fec.gov)>;  
Lisa Stevenson <[LStevenson@fec.gov](mailto:LStevenson@fec.gov)>; Lawrence Calvert <[LCalvert@fec.gov](mailto:LCalvert@fec.gov)>; Kathleen Guith <[KGuith@fec.gov](mailto:KGuith@fec.gov)>; Katie  
Higginbothom <[KHigginbothom@fec.gov](mailto:KHigginbothom@fec.gov)>  
**Subject:** MUR 6538R (AJS) - Goodman Concurring Statement of Reasons

Commissioners, Secretary, General Counsel,

Attached please find the Concurring Statement of Reasons of Commissioner Lee E. Goodman which I request be included in the administrative record of MUR 6538R (AJS) and provided to the Respondent.

Lee Goodman  
Commissioner

**From:**Valdeck Rowe  
**To:**CommissionerWeintraub@fec.gov  
**Sent:**2019-08-27T06:34:55.0000000Z  
**CC:** (b)(6)

**Subject:**My SWORN signed written AFFIDAVIT is HEREBY AVAILABLE to YOU whereas I EYEWITNESSED that MY VOTE was HACKED 4-5 TIMES; STOLEN 4-5 from CLINTON; CHANGED 4-5 TIMES from CLINTON; and RIGGED 4-5 TIMES to the ILLEGITIMATE ELECTION of TRUMP CYBER-CRIMINALLY REAL-TIME, ONLINE, TREASONOUSLY, SEDITIOUSLY, CORRUPTLY, SECRETLY OVERWHELMINGLY via a multitude of 116,900 POLLING PLACES(?)

Also, GRATEFUL CONTACT and ASK the RETIRED PUBLIC SAFETY (FEMALE) COMMISSIONER of COBB COUNTY PUBLIC SAFETY PRECINCT to be a member of the QUORUM YOU NEED at the FEDERAL ELECTIONS COMMISSION, as you eloquently mentioned on the RACHEL MADDOW SHOW on MSNBC Monday AUGUST 26, 2019.

She confided to me, and NEED to be ASKED to PUNCTUALLY give YOUR OFFICE (AND the SOUTHERN DISTRICT of NEW YORK ATTORNEY GENERAL'S OFFICE of Ms LETITIA JAMES; and the SOUTHERN DISTRICT of NEW York SOLICITOR GENERAL'S OFFICE of Ms BARBARA UNDERWOOD, a SWORN, SIGNED, WRITTEN AFFIDAVIT AVAILABLE to YOU that SHE EYEWITNESSED that HER VOTE was HACKED six (6) TIMES; STOLEN SIX (6) TIMES from CLINTON; CHANGED SIX (6) TIMES from CLINTON; and RIGGED SIX (6) TIMES to the ILLEGITIMATE ELECTION of TRUMP CYBER-CRIMINALLY, REAL-TIME, ONLINE, TREASONOUSLY, SEDITIOUSLY, CORRUPTLY, SECRETLY at the 2016 PRESIDENTIAL ELECTIONS.

So was the VOTE of her husband (also a COBB COUNTY GEORGIA PUBLIC SAFETY COLONEL) HACKED SIX (6) TIMES SIMILARLY;  
STOLEN from CLINTON SIX (6) TIMES SIMILARLY;  
CHANGED from CLINTON to TRUMP SIX (6) TIMES SIMILARLY; and  
RIGGED to the ILLEGITIMATE ELECTION of TRUMP CYBER-CRIMINALLY REAL-TIME ONLINE  
TREASONOUSLY SEDITIOUSLY ILLEGITIMATELY CORRUPTLY UNLAWFULLY UNCONSTITUTIONALLY UNSCRUPULOUSLY by HACKERS.

He needs also to be contacted PUNCTUALLY by YOU and ASKED to be on your QUORUM; and to ALSO give you, and Ms. LETITIA JAMES, and Ms. BARBARA UNDERWOOD, a SWORN, SIGNED, WRITTEN AFFIDAVIT.

I am a CITIZEN of the USA. However, she called and warned that Trump associate LEADERSHIP might deport me if I disclose my TRAUMATIC vote experience.

However I am STILL a SCOUT who swore to honour and protect the SOVEREIGNTY of my COUNTRY and the UNITED STATES of AMERICA (USA).

They and I may ALSO NEED EYEWITNESS PROTECTION from Attorney General Barr, etc etc, whose voice I suspect I heard on MY VOICE MAIL which I accessed on Saturday August 24, 2018; but I could not discern clearly beyond the word "Trump" although I REPEATEDLY listened (THRICE).

ACTION PLEASE and THANK YOU.



**From:**Karl Evers-Hillstrom

**To:**press@fec.gov; TMoore@fec.gov; CommissionerWeintraub@fec.gov; CommissionerHunter@fec.gov

**Sent:**2019-08-26T16:41:57.0000000Z

**Subject:**Inquiry about Peterson resignation

Hi there, was wondering if FEC commissioners had a response to Matthew Peterson's imminent resignation - and about the fact that the commission is down to three members and thus no longer has quorum.

I can be reached by email or phone (347-675-5527).

Thanks.

--

**Karl Evers-Hillstrom**

**Money-In-Politics Reporter, OpenSecrets.org**

**347-675-5527**

**From:**Frank, Paul  
**To:**commissionerweintraub@fec.gov  
**Sent:**2019-08-27T12:42:36.0000000Z  
**Subject:**Please continue to meet

Chairwoman Weintraub

Thanks for all you do for our nation. I understand the situation you now face with a lack of a quorum. I urge you to continue to convene regular meetings, only to recess them due to lack of quorum, so that you can continue to draw attention to the situation.

I urge you to continue to meet until such time that your commission is again fully functioning. Thank you for everything you do for election security.

Paul Frank  
Lake County Board Member / Forest Preserve District Commissioner 11th District  
[www.facebook.com/PaulFrankLakeCounty](https://www.facebook.com/PaulFrankLakeCounty)

Any email correspondence to and from this account is subject to the Illinois Freedom of Information Act

**From:**ccoxassociates@aol.com  
**To:**CommissionerWeintraub@fec.gov  
**Sent:**2019-08-29T18:18:52.0000000Z  
**Subject:**Arrange A Meeting - Your Strong Fair Leadership at the FEC

*Dear Ellen:*

*You are an inspiration and so well-respected around the country. Your strong fair leadership at the FEC is appreciated. You have made us so proud since your tenure as Chair; and it is important to feel confident in the integrity of the coming election.*

*May I arrange a brief time for me to meet with you. I reflected on my years when I served on the US Senate Committee staff one of a few African-Americans during the early years. Serving in the past on three US Presidential Nominees Campaigns' advisory teams helps me appreciate FEC leadership all the more.*

*I will phone your office for a convenient time for us to meet; my long history in Congressional Relations and American Politics can add value as the FEC moves forward with out its quorum.*

*My e-mail address is* [REDACTED] *(b)(6)*

*With great admiration,*

*Claudette Cox*

*Cox & Associates*

*e-mail:* [REDACTED] *(b)(6)*

*phone:* [REDACTED] *(b)(6)*

**From:** John Magruder  
**To:** eweintraub@fec.gov  
**Sent:** 2019-01-30T18:32:27.0000000Z  
**CC:** commissionerpetersen@fec.gov; commissionerweintraub@fec.gov  
**Subject:** Scheduling a conversation in regard to the Intranet Quorum (IQ) software application used across Government

A Leidos Digital Solutions, Inc. Technical Solution Notification

Commissioner Weintraub,

Hope this message reaches you well. It looks like I might have some excellent news for you. The reason I'm reaching out is because I believe there is an opportunity for the **Office of the Commissioner** to better track, manage and analyze all of your office's business processes. Our software solution, Intranet Quorum (IQ), can help maximize staff efficiency, accountability and citizen engagement by streamlining all of your records into a single, intuitive database.

IQ is an enterprise-strength web based software solution that will help your organization maximize your effectiveness by enabling you to efficiently manage information, track internal business processes, eliminate roadblocks in your organization and measure office performance. The IQ software suite tracks any internal process from initial receipt to final resolution. Regardless of how a business process starts, whether it is an inquiry that arrives in your email account, a telephone call at your desk, delivered via standard USPS mail or in person, IQ can handle it. This means that government employees now have a simple and efficient way to route it to the appropriate department for comment, signature approval as well as resolution in a single application, not numerous databases and spreadsheets.

We believe that IQ is the best available solution on the market for:

- **Management of business processes with the IQ Workflow module**
- **Correspondence Management of Emails, Phone Calls, and Texts**
- **Document Management**
- **Case Management**
- **FOIA Management**
- **Social Media Management**
- **Records Management and Retention**

Government agencies I work with express concerns over the constant challenge to do more with less, to be consistent in every transaction, and to maintain sound records of everything that happens within their agency. In fact, here's a short list of organizations and offices who currently use IQ to simplify their management of day-to-day operations:

- [U.S. Department of Homeland Security \(DHS\), U.S. Department of Justice \(DOJ\), U.S. Patent & Trademark Office \(USPTO\), and NASA](#)
- [42% of the U.S. Governors](#)
- [65% of the U.S. Congress](#)
- [Mayors of many major U.S. cities \(Washington DC, New York, & San Diego\)](#)
- [State and Local governments](#)

The results are tangible. Open issues are closed faster, case files are resolved, and communication between colleagues and coworkers is improved. IQ can save you time and money rather than developing a new solution that may take years to create and implement without a guaranteed results.

I have an offer for you. With your agreement, I would like to schedule a short phone call to demonstrate some of the ways our IQ application can be used within your organization to streamline internal business processes. I will also help you understand how working together may be beneficial for your new office.

After the initial discussion, I can provide a tailored demonstration of the software.

If there is another person within your organization that would be better suited for this type of conversation, please feel free to pass this message along to them or send to me their contact information so that I may reach out to them directly.

Thank you for your consideration, and I look forward to speaking with you soon.

[John](#)

John Magruder

Leidos Digital Solutions, Inc.

Desk: (703) 208-5101 / Cell: (301) 758-0202

Connect

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**2700 Prosperity  
Avenue-Suite #200  
Fairfax, VA 22031**

**From:**Ellen Weintraub  
**To:**Chopra, Rohit  
**Sent:**2019-08-29T18:12:36.0000000Z  
**CC:**Tom Moore  
**Subject:**RE: FTC/Voting machines

Sorry, Rohit, I'm really slammed this week as it turns out. (The Vice Chairman of the FEC announced Monday that he was leaving at the end of this week and we'll be losing our quorum after tomorrow.) Sometime next week?

---

**From:** Chopra, Rohit [mailto:[rchopra@ftc.gov](mailto:rchopra@ftc.gov)]  
**Sent:** Thursday, August 29, 2019 10:53 AM  
**To:** Ellen Weintraub <[EWeintraub@fec.gov](mailto:EWeintraub@fec.gov)>  
**Cc:** Tom Moore <[TMoore@fec.gov](mailto:TMoore@fec.gov)>  
**Subject:** RE: FTC/Voting machines

Ellen, realizing that this slipped. I am actually somewhat flexible today (only internal meetings) in case lunch or coffee might work. Let me know?

RC

---

**From:** Ellen Weintraub <[EWeintraub@fec.gov](mailto:EWeintraub@fec.gov)>  
**Sent:** Wednesday, August 21, 2019 9:20 PM  
**To:** Chopra, Rohit <[rchopra@ftc.gov](mailto:rchopra@ftc.gov)>  
**Cc:** Tom Moore <[TMoore@fec.gov](mailto:TMoore@fec.gov)>  
**Subject:** Re: FTC/Voting machines

Hi, Rohit,  
Still trying. I'm not generally a breakfast person and my schedule Thursday (tomorrow) is a little hard to predict this week. Then I'm out of town again. I could do lunch or coffee next Thursday, if that works for you.

On Aug 13, 2019, at 2:10 PM, Chopra, Rohit <[rchopra@ftc.gov](mailto:rchopra@ftc.gov)> wrote:

Ellen, that would be great. I am traveling Friday and Monday. Any chance of breakfast next Wednesday or lunch next Thursday?

---

**From:** Ellen Weintraub <[EWeintraub@fec.gov](mailto:EWeintraub@fec.gov)>  
**Sent:** Tuesday, August 13, 2019 1:01 PM  
**To:** Chopra, Rohit <[rchopra@ftc.gov](mailto:rchopra@ftc.gov)>  
**Cc:** Tom Moore <[TMoore@fec.gov](mailto:TMoore@fec.gov)>  
**Subject:** Re: FTC/Voting machines

Rohit,  
I'd be delighted to get together. I'm out of town for a couple of days, back on Friday. I'm copying my senior counsel, Tom Moore, whom you may also recall from the SEC gathering. He and I have also been discussing potential synergies among commissioners.  
I'm booked for lunch on Friday, but could meet for coffee Friday or lunch on Monday?  
Look forward to speaking.  
Ellen

Ellen L. Weintraub  
Chair  
Federal Election Commission  
202.694.1035  
[@EllenLWeintraub](#)

On Aug 13, 2019, at 11:55 AM, Chopra, Rohit <[rchopra@ftc.gov](mailto:rchopra@ftc.gov)> wrote:

Ellen,

I hope you remember me – we met at the SEC for the Commissioners' get-together. I was wondering if you might be interested in getting together or chatting by phone sometime. I have some ideas on how FTC authorities could advance the cause of fair and secure elections.

Let me know and hope you're enjoying your summer!

All the best,  
RC

PS Wanted to pass along my Facebook dissent that talked about the implications of their business model and democracy:

<https://www.ftc.gov/public-statements/2019/07/dissenting-statement-commissioner-rohit-chopra-regarding-matter-facebook>

Rohit Chopra  
Commissioner  
Federal Trade Commission

**From:**Ellen Weintraub  
**To:**Lisa Stevenson  
**Sent:**2019-02-21T14:10:46.0000000Z  
**Subject:**Re: Thursday meetings

Actually, I think it'll be fine for both. I positively encourage attendance at the 1:30 panel, so Sheila and Michael aren't addressing an empty room. I think, given the weather, we're not going to have hundreds of people show up at the reception. Everyone's invited, I just ask people to use some discretion. It's a good opportunity to mingle with the folks we do business with. But if it turns out to be wall to wall people (unlikely), try not to have everyone in OGC all there at the same time. You and your senior staff are of course welcome to stay for as long as you can spare the time. Does that make sense?

Ellen L. Weintraub  
Chair  
Federal Election Commission  
202.694.1035  
@EllenLWeintraub

On Feb 21, 2019, at 7:53 AM, Lisa Stevenson <[LStevenson@fec.gov](mailto:LStevenson@fec.gov)> wrote:

As to the events you are having in the afternoon, please remind me what your thoughts were on OGC staff attending either event?

You mentioned it at the C/VC but I can't recall what you said. I think the panel speakers were ok, but the reception will be a big event so prefer not. Do I have that right?

Lisa

Lisa J. Stevenson  
  
Acting General Counsel  
  
Federal Election Commission  
  
(202) 694-1613  
  
[lstevenson@fec.gov](mailto:lstevenson@fec.gov)

---

**From:** Ellen Weintraub  
**Sent:** Thursday, February 21, 2019 7:02 AM  
**To:** Commissioners Office; Alec Palmer; Lisa Stevenson; Gregory Baker; Stephen Gura; Patricia Orrock; Commission Secretary Office; Judith Ingram; Neven Stipanovic; Press Staff  
**Subject:** Re: Thursday meetings

OK, I think we have to cancel the meetings. Alec, can you post something on the website and have the press office notify the regulars?  
Sorry, all.



> On Feb 20, 2019, at 8:40 PM, Ellen Weintraub <[EWeintraub@fec.gov](mailto:EWeintraub@fec.gov)> wrote:

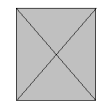
>

> As you know, Commissioner Walther was planning on calling in tomorrow morning for the meeting(s). I just learned that due to flight delays, he may not be available to call in in the morning. I reached him just as his plane was about to take off, so I'm not 100% sure whether he might be able to call in between flights. But I wanted to let you all know that it seems we may have to cancel the open and exec sessions, due to a lack of a quorum.

**From:**Slodysko, Brian  
**To:**Ellen Weintraub  
**Sent:**2019-09-06T23:05:16.0000000Z  
**Subject:**RE: comment for AP story?

Thanks for getting back to me. As it turns out, the story was pushed back. Will make sure to reach out again when we pick it back up.

Best,  
Brian



Brian Slodysko  
National Money and Politics Reporter  
The Associated Press  
Office: (202) 641-9537  
Cell: (317) 650-7479  
Twitter at: <https://twitter.com/BrianSlodysko>

---

**From:** Ellen Weintraub <[EWeintraub@fec.gov](mailto:EWeintraub@fec.gov)>  
**Sent:** Thursday, September 05, 2019 6:05 PM  
**To:** Slodysko, Brian <[BSlodysko@ap.org](mailto:BSlodysko@ap.org)>  
**Subject:** Re: comment for AP story?

Brian,

Sorry I missed your email, and I assume you’ve already written your story. Feel free to reach out again if you continue to follow this story. A better email address for me is [eweintraub@fec.gov](mailto:eweintraub@fec.gov).

Best,

Ellen L. Weintraub  
Chair  
Federal Election Commission  
202.694.1035  
[@EllenLWeintraub](https://twitter.com/EllenLWeintraub)

On Sep 3, 2019, at 2:43 PM, Slodysko, Brian <[BSlodysko@ap.org](mailto:BSlodysko@ap.org)> wrote:

Chairwoman:

Brian Slodysko with the AP here in DC. Reaching out because I’d like to arrange for a few minutes to chat for a story I’m doing about the threat of foreign interference. I’m working with a colleague who covers Justice, though my end is focused on the FEC.

I was struck by your comments on Chris Hayes last week and hope you could elaborate more on the implications of Commissioner Petersen’s resignation, particularly given President Trump’s seeming ambivalence to the appointment and confirmation process.

Also, some folks, Dan Weiner among them, have raised worries that the lack of quorum could mean that the window take steps to prevent a repeat of 2016 may be closing.

Anything you’d be willing to talk about?

Thanks,  
Brian

<image001.jpg>

Brian Slodysko  
National Money and Politics Reporter  
The Associated Press  
Office: (202) 641-9537  
Cell: (317) 650-7479  
Twitter at: <https://twitter.com/BrianSlodysko>

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**From:** Tom Moore  
**To:** Ellen Weintraub  
**Sent:** 2019-09-03T22:08:36.0000000Z  
**Subject:** Fwd: For Press Committee: TV Interview Request

These guys seem ok...

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

----- Forwarded message -----  
**From:** Judith Ingram <[JIngram@fec.gov](mailto:JIngram@fec.gov)>  
**Date:** Sep 3, 2019, 11:07 AM -0400  
**To:** Weintraub Office <[WeintraubOffice@fec.gov](mailto:WeintraubOffice@fec.gov)>, Hunter Office <[HunterOffice@fec.gov](mailto:HunterOffice@fec.gov)>, Commissioners Office <[CommissionersOffice@fec.gov](mailto:CommissionersOffice@fec.gov)>  
**Cc:** Press Staff <[Press\\_Staff@fec.gov](mailto:Press_Staff@fec.gov)>, Office of Communications (Staff Leaders) <[CommunicationsStaffLeaders@fec.gov](mailto:CommunicationsStaffLeaders@fec.gov)>, Alec Palmer <[APalmer@fec.gov](mailto:APalmer@fec.gov)>  
**Subject:** For Press Committee: TV Interview Request

Good morning, Press Committee, Commissioners and Staff.

Would any Commissioner like to do a Nexstar TV interview on Thursday or Friday about the lack of a quorum? Details are below.

Please let us know.

Thanks,

Judy

Judith Ingram  
Press Officer  
Federal Election Commission  
1050 First Street, N.E.  
Washington, D.C. 20463

202/694-1219 (o)

202/531-2882 (m)

---

**From:** Morgan Wright [mailto:MoWright@nexstar.tv]

**Sent:** Tuesday, September 03, 2019 10:59 AM

**To:** Press Office <press@fec.gov>

**Subject:** TV Interview Request

Good Morning,

I'm reaching out for a TV interview request regarding the resignation of FEC Vice Chairman Petersen, leaving agency unable to vote.

Would anyone be available for an interview on how the agency operates, and the role of FEC?

Please let me know if there's any availability for an interview either Thursday or Friday morning. We can accommodate you here at our bureau 400 N. Capitol St. NW, or we can travel to your location for the interview.

Look forward to hearing back from you all.

Best,

**Morgan Wright**

**Washington Correspondent**

**Nexstar Media Group**

[mowright@nexstar.tv](mailto:mowright@nexstar.tv)

**Office: 202-824-6774**

**Cell: 240-291-1059**

**From:** Tom Moore  
**To:** Gebelhoff, Robert  
**Sent:** 2019-08-30T21:41:21.0000000Z  
**CC:** Ellen Weintraub  
**Subject:** Re: Op ed

OK, thank you! We're on it.  
Tom

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission  
  
1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Aug 30, 2019, 5:05 PM -0400, Gebelhoff, Robert <Robert.Gebelhoff@washpost.com>, wrote:

If you mean publishing online Tuesday morning, we would need a draft by Sunday. Though earlier would be better, since a lot of our editors will be off throughout the long weekend (I will be out of pocket on Monday).

Best,

Rob

---

**From:** Tom Moore <TMoore@fec.gov>  
**Sent:** Friday, August 30, 2019 4:59 PM  
**To:** Ellen Weintraub <EWeintraub@fec.gov>; Gebelhoff, Robert <Robert.Gebelhoff@washpost.com>  
**Cc:** Duffy, Michael <Michael.Duffy@washpost.com>  
**Subject:** Re: Op ed

Mr. Gebelhoff,  
If the Chair were aiming for Tuesday morning, when would you want to have it in your hands?  
  
Thanks!

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission  
  
1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Aug 30, 2019, 4:16 PM -0400, Gebelhoff, Robert <Robert.Gebelhoff@washpost.com>, wrote:

Thanks Ellen -- Yeah, Tuesday would be good, though I think it would work any time next week. I think most readers would not be aware of what's happening, unfortunately, so it would be timely even if it's a tad late.

Rob

---

**From:** Ellen Weintraub <EWeintraub@fec.gov>  
**Sent:** Friday, August 30, 2019 12:47 PM  
**To:** Gebelhoff, Robert <Robert.Gebelhoff@washpost.com>  
**Cc:** Duffy, Michael <Michael.Duffy@washpost.com>; Tom Moore <TMoore@fec.gov>  
**Subject:** Re: Op ed

Thanks, Robert. I'm working away at it. What do you think might be a good goal, timing wise? One thought I had was that Tuesday, the beginning of the first work week without a quorum, might be an appropriate time to drop it. I'd be interested in your thoughts on this, since it will affect the wording (as well as all of our workload).  
Thanks again for the opportunity.

Best regards,

Ellen

Ellen L. Weintraub  
Chair  
Federal Election Commission  
202.694.1035  
@EllenLWeintraub

On Aug 28, 2019, at 5:27 PM, Gebelhoff, Robert <[Robert.Gebelhoff@washpost.com](mailto:Robert.Gebelhoff@washpost.com)> wrote:

Hello Ellen -- Thanks for reaching out. Yes -- We're interested in this. We're pretty well stocked up for the rest of the week, so timing might be a bit up in the air. But would love to see a draft once it's ready.

Thanks,

Robert Gebelhoff  
Assistant editor  
[The Washington Post](https://www.washingtonpost.com)  
202-334-5260, desk  
224-456-6580, cell

---

**From:** Ellen Weintraub <[EWeintraub@fec.gov](mailto:EWeintraub@fec.gov)>  
**Sent:** Wednesday, August 28, 2019 4:37 PM  
**To:** Duffy, Michael <[Michael.Duffy@washpost.com](mailto:Michael.Duffy@washpost.com)>; Gebelhoff, Robert <[Robert.Gebelhoff@washpost.com](mailto:Robert.Gebelhoff@washpost.com)>  
**Subject:** Op ed

CAUTION: EXTERNAL SENDER

Gentlemen:

With all the interest in the FEC and its looming lack of quorum, I've been thinking of writing an op ed, pointing out that what we need is not just bodies in chairs, but the right bodies. I was here the last time the Commission lost its quorum. When new nominees were finally proposed, people were so eager to get the Commission back to work, those nominees received cursory review. That's when we got the McGahn gang, which ushered in a new era of obstruction. The Commission was technically functional, but in reality, reached new levels of dysfunction. The only way this Commission works is if commissioners are willing to reach across the aisle and don't consider compromise a dirty word. And btw, it's long past time for some diversity on the Commission, which has never had a person of color serve as commissioner.

My question is, if I polish up this premise, is this something the Washington Post might be interested in publishing?

Thanks for your consideration.

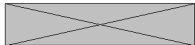
Best,  
Ellen

Ellen L. Weintraub  
Chair  
Federal Election Commission  
202.694.1035  
@EllenLWeintraub




**From:**LinkedIn  
**To:**Ellen Weintraub  
**Sent:**2019-08-29T09:09:37.0000000Z  
**Subject:**You appeared in truthdig.com

You made the news! Democracy Watchdog Warns FEC Is Courting 'Disaster'



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truthdig.  
com · 17  
hours ago

## Democracy Watchdog Warns FEC Is Courting 'Disaster'

In a statement, FEC chairwoman **Ellen Weintraub** said the agency would be ready and willing to do whatever was necessary to continue its mission, irrespective of quorum or enforcement.

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This email was intended for Ellen Weintraub (Commissioner, Federal Election Commission). [Learn why we included this](#).  
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**From:** Tom Moore  
**To:** Ellen Weintraub  
**Sent:** 2019-08-29T02:19:45.0000000Z  
**Subject:** Re: Op ed

Groovy.

On Aug 28, 2019, at 10:18 PM, Ellen Weintraub <[EWeintraub@fec.gov](mailto:EWeintraub@fec.gov)> wrote:

That's not bad. Plus people will be back in town to read it.

Ellen L. Weintraub  
Chair  
Federal Election Commission  
202.694.1035  
[@EllenLWeintraub](mailto:@EllenLWeintraub)

On Aug 28, 2019, at 9:41 PM, Tom Moore <[TMoore@fec.gov](mailto:TMoore@fec.gov)> wrote:

Either that, or Tuesday morning, as the FEC begins the day without a quorum.

**Tom Moore**

Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Aug 28, 2019, 7:38 PM -0400, Ellen Weintraub <[EWeintraub@fec.gov](mailto:EWeintraub@fec.gov)>, wrote:

There ya go. Maybe we should pitch it for Sunday Outlook?

Ellen L. Weintraub  
Chair  
Federal Election Commission  
202.694.1035  
[@EllenLWeintraub](mailto:@EllenLWeintraub)

Begin forwarded message:

**From:** "Gebelhoff, Robert" <[Robert.Gebelhoff@washpost.com](mailto:Robert.Gebelhoff@washpost.com)>  
**Date:** August 28, 2019 at 4:27:06 PM CDT  
**To:** Ellen Weintraub <[EWeintraub@fec.gov](mailto:EWeintraub@fec.gov)>, "Duffy, Michael" <[Michael.Duffy@washpost.com](mailto:Michael.Duffy@washpost.com)>  
**Subject:** Re: Op ed

Hello Ellen -- Thanks for reaching out. Yes -- We're interested in this. We're pretty well stocked up for the rest of the week, so timing might be a bit up in the air. But would love to see a draft once it's ready.

Thanks,

Robert Gebelhoff  
Assistant editor  
[The Washington Post](#)  
202-334-5260, desk  
224-456-6580, cell

---

**From:** Ellen Weintraub <[EWeintraub@fec.gov](mailto:EWeintraub@fec.gov)>  
**Sent:** Wednesday, August 28, 2019 4:37 PM  
**To:** Duffy, Michael <[Michael.Duffy@washpost.com](mailto:Michael.Duffy@washpost.com)>; Gebelhoff, Robert <[Robert.Gebelhoff@washpost.com](mailto:Robert.Gebelhoff@washpost.com)>  
**Subject:** Op ed

CAUTION: EXTERNAL SENDER

Gentlemen:

With all the interest in the FEC and its looming lack of quorum, I’ve been thinking of writing an op ed, pointing out that what we need is not just bodies in chairs, but the right bodies. I was here the last time the Commission lost its quorum. When new nominees were finally proposed, people were so eager to get the Commission back to work, those nominees received cursory review. That’s when we got the McGahn gang, which ushered in a new era of obstruction. The Commission was technically functional, but in reality, reached new levels of dysfunction. The only way this Commission works is if commissioners are willing to reach across the aisle and don’t consider compromise a dirty word. And btw, it’s long past time for some diversity on the Commission, which has never had a person of color serve as commissioner.

My question is, if I polish up this premise, is this something the Washington Post might be interested in publishing?  
Thanks for your consideration.  
Best,  
Ellen

Ellen L. Weintraub  
Chair  
Federal Election Commission  
202.694.1035  
[@EllenLWeintraub](#)

**From:** Tom Moore  
**To:** Ellen Weintraub  
**Sent:** 2019-08-27T14:57:28.0000000Z  
**Subject:** Re: hoping to connect with Chair Weintraub

Sure!

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Aug 27, 2019, 10:57 AM -0400, Ellen Weintraub <EWeintraub@fec.gov>, wrote:

Please tell her I'll call her a little later.

Ellen L. Weintraub  
Chair  
Federal Election Commission  
202.694.1035  
@EllenLWeintraub

On Aug 27, 2019, at 9:50 AM, Tom Moore <[TMoore@fec.gov](mailto:TMoore@fec.gov)> wrote:

Got it, thanks!

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Aug 27, 2019, 10:48 AM -0400, Christian J. Hilland <[CHilland@fec.gov](mailto:CHilland@fec.gov)>, wrote:

Passing along another request.

Thank you.

Christian

**From:** Kate Ackley [<mailto:KateAckley@rollcall.com>]

**Sent:** Tuesday, August 27, 2019 10:47 AM

**To:** Press Office <[press@fec.gov](mailto:press@fec.gov)>

**Subject:** hoping to connect with Chair Weintraub

Hi there - would you be able to pass along my contact info to Chair Weintraub's office for a story I'm doing about the coming lack of a quorum at the FEC? I am hoping to reach her today.

My number is 202-320-9567.

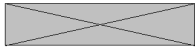
Thank you & best wishes,

Kate Ackley

CQ Roll Call

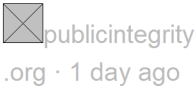
**From:**LinkedIn  
**To:**Ellen Weintraub  
**Sent:**2019-08-27T08:38:30.0000000Z  
**Subject:**You appeared in publicintegrity.org, foxnews.com

You made the news! Federal Election Commission to effectively shut down. Now what? – Center for Public Integrity



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### Federal Election Commission to effectively shut down. Now what? – Center for Public Integrity

” FEC Chairwoman **Ellen Weintraub**, a Democrat, did not address the FEC’s loss of a quorum in a statement to the Center for Public Integrity, instead echoing Hunter’s praise of Petersen.

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### Resignation of FEC vice chair Matthew Petersen leaves agency unable to vote on actions

The remaining commissioners are Chairwoman **Ellen Weintraub**, a Democrat; Caroline Hunter, a Republican; and Steven Walther, an independent.

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This email was intended for Ellen Weintraub (Commissioner, Federal Election Commission). [Learn why we included this.](#)

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**From:** Tom Moore  
**To:** Ellen Weintraub  
**Sent:** 2019-08-26T22:57:33.0000000Z  
**Subject:** Fwd: Re: Question from Maddow Team

FYI – clearing this up now.

**Tom Moore**

Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

----- Forwarded message -----

**From:** Tom Moore <tmoore@fec.gov>  
**Date:** Aug 26, 2019, 6:56 PM -0400  
**To:** Williams, Ayesha (NBCUniversal) <Ayesha.Williams@nbcuni.com>  
**Subject:** Re: Question from Maddow Team

Check out section L – it's the rules for when the Commission has fewer than four members. It can't do much, but it can do some things.

Tom

**Tom Moore**

Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Aug 26, 2019, 6:53 PM -0400, Williams, Ayesha (NBCUniversal) <Ayesha.Williams@nbcuni.com>, wrote:

Hi Tom,

I'm Ayesha Williams, a segment producer with the Maddow team.

Laura Conaway told me to get in touch with you.

I have some questions about how the FEC works and some of its procedures now that the panel is about to lose its voting quorum.

Any help you can provide would be greatly appreciated.



I was reading over the rules and saw this:

If less than four Members of the Commission are present at any time during a Commission meeting, the Chairman shall declare a temporary recess until a quorum is again present at which time the meeting may resume.

What if any meaningful action can the commission take with less than 3 members, if 3 people (or less) can only meet to call a recess?

I see that the rules are dated January 24, 2008. Were these rules created because of the 2 member panel in 2008?

Any context you can give me would be helpful.

Thank you,

Ayesha Williams

FEDERAL ELECTION COMMISSION		
MANUAL OF DIRECTIVES	COMMISSION DIRECTIVE	
	REVOKES:	NO. 10
		EFFECTIVE DATE: June 8, 1978 Amended December 20, 2007
<b>RULES OF PROCEDURE OF THE FEDERAL ELECTION COMMISSION PURSUANT TO 2 U.S.C. 437c(e)</b>		

A. Meetings

The Commission shall meet at least once every month and also at the call of any Member, pursuant to U.S.C. 437c(d).

1. For the purpose of these rules, the word Member means a Commissioner appointed by the President with the advice and consent of the Senate pursuant to 2 U.S.C. 437c(a)(1).
2. For the purpose of these rules, the word meeting means the collegiate deliberation of at least four Members of the Commission pursuant to 2 U.S.C. 437c(d).

B. Quorum

Four Members of the Commission shall constitute a quorum for the consideration and resolution of matters that involve the exercise of its duties and powers under the Federal Election Campaign Act of 1971 as amended and Chapters 95 and 96 of the Internal Revenue Code of 1954 (the Act). If less than four Members of the Commission are present at any time during a Commission meeting, the Chairman shall declare a temporary recess until a quorum is again present at which time the meeting may resume.

C. Presiding Officer

1. The Chairman of the Commission shall be the presiding officer over meetings of the Commission.
2. He or she shall call meetings to order.

3. The Vice-Chairman shall act as presiding officer in the absence or disability of the Chairman or in the event of a vacancy in the office of Chairman. In the absence of the Chairman and Vice-Chairman, the Members of the Commission present shall select a presiding officer, to act during the absence of the Chairman and Vice-Chairman.

D. Introduction of Business

1. Meetings of the Commission shall be called to order by the Chairman.
2. The Chairman shall ascertain the presence of a quorum before proceeding with the business of any meeting.
3. All business before the Commission shall be brought by the presiding officer.

E. Motions

1. Any motion shall be reduced to writing at the request of any Member of the Commission.
2. Any motion may be withdrawn or modified by the movant at any time before it is amended or voted upon.
3. Any principal or secondary motion that exercises a duty or power of the Commission under the Act shall require four votes for approval.
4. Any motion to adjourn or recess shall require a majority vote of at least three Members of the Commission for approval.
5. Any principal or secondary motion regarding a procedural matter shall require a majority vote of at least three Members of the Commission for approval.
6. For the purpose of these rules, a procedural motion is any matter not exercising the powers of the Commission under the Federal Election Campaign Act, as amended or Chapter 95 or 96 of the Internal Revenue Code of 1954, including but not limited to any motion to delay a vote on a matter to any subsequent meeting; or any motion requesting a status report; or directing further studies, information and reports from the

General Counsel, the Staff Director or any division thereof; or any motion to waive the timely submission requirement for circulation of material for the agenda of the Commission.

7. Motions to Consider

The introduction of a principal motion puts a matter before the Commission for deliberation. When any such matter is under debate the Chairman shall entertain no motion except:

- (a) A motion to adjourn.
- (b) A motion to recess.
- (c) A motion to call for the order of the day.
- (d) Motion to Reconsider. The effect of the adoption of a motion to reconsider is to place before the Commission again the question on which the vote to reconsider was taken in the exact position in which it was before the original vote. Four votes are necessary to adopt a motion to reconsider. It is in order for any such motion to be offered by a member who was on the prevailing side of the question when it was initially adopted.
- (e) A motion to lay a matter over. Any such motion shall require a majority vote of at least three members of the Commission; at least three votes will be required for any subsequent motion to take any such matter from the table. Any such motion shall be undebatable. Any such matter which is laid on the table pursuant to these rules shall be taken from the table pursuant to these rules at the next subsequent meeting or the matter dies. In order to table any agenda item which was placed on the agenda for a particular meeting by a Member of the Commission who is absent at that meeting a vote of a majority of at least three members of the Commission is required for approval. A motion to lay a matter over takes precedence over any motion to move the previous question.

(f) A motion to postpone consideration of a matter to a date certain. Any such motion shall require a majority vote of at least three members of the Commission.

(g) A motion to move the previous question.

(h) A motion in the nature of a substitute.

(i) A motion to amend. Any motion to amend takes precedence over the motion that it proposes to amend but is subordinate to all other motions. The effect of the foregoing is that the adoption of any such motion to amend does not result in the adoption of the motion to be amended; instead, that motion remains pending in its modified form. Rejection of a motion to amend leaves the pending motion as it was before the amendment was offered.

F. Personal Privilege

Any Commissioner may as a matter of personal privilege obtain recognition to speak upon any subject matter which in his or her judgment may affect the Commission or the Commissioner.

G. General Consent

In cases where there appear to be no opposition, the Chairman may state that in the absence of objection, action shall be considered taken on a matter.

H. Members Subsequently Recorded as Voting

Whenever any Member of the Commission who was absent when a vote was taken subsequently requests consent to be recorded as having voted on the matter, he or she shall place the reason for his or her absence on the record. Any such request shall be in order only on the same day on which the vote was taken.

I. Points of Order

Points of order shall be debatable at the discretion of the chair. Any Member of the Commission may appeal any decision of the chair but for any such appeal to prevail it must receive a majority vote of at least three Members of the Commission.

J. Proxies

No vote by any Member of the Commission with respect to any matter may be cast by proxy; 2 U.S.C. 437c(c).

K. Miscellany

Any parliamentary situation or circumstance not addressed in these Rules shall be governed by Roberts Rules of Order, Newly Revised or if not covered therein by a decision of the Chairman. Any Member of the Commission may appeal any such decision of the Chair but for any such appeal to prevail it must receive a majority vote of at least three Members of the Commission.

L. Special Rules to apply only when the Commission has fewer than four Members

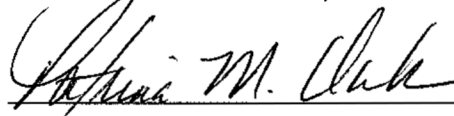
When the Commission has fewer than four Members, all of the foregoing provisions of this directive shall apply, except as follows:

1. Notwithstanding section A.2 of this directive, the word "meeting" shall mean the collegiate deliberation of two or more Members.
2. Notwithstanding section B of this directive, all Members of the Commission must be present to constitute a quorum for the consideration or resolution of any matter. If any Member of the Commission is absent at any time during a Commission meeting, the Chairman shall automatically declare a temporary recess (notwithstanding the absence of a call for a quorum) until a quorum is again present at which time the meeting may resume.
3. When these special rules are in effect, the Commission may discuss any matter otherwise in order for discussion pursuant to the other provisions of this Directive. However, the Commission may not act on any matter except for the following:

- (a) Documents such as *Campaign Guides* and any other brochures or public education materials that may customarily be voted on by the Commission;
- (b) Notices of filing dates, including filing dates for special elections;
- (c) Any action otherwise requiring Commission approval with respect to FEC Conferences or invitations for public appearances;
- (d) Election of which Members shall serve as chairman and vice chairman solely for the period during which the Commission has fewer than four Members, provided that in each instance that there is a Member eligible to hold the position pursuant to the eligibility requirements of 2 U.S.C. § 437c(a)(5);
- (e) Appointment of an acting general counsel, an acting staff director, an acting chief financial officer or an acting inspector general, approval of temporary personnel actions at the GS-15 level and above, and approval of other personnel actions;
- (f) Budget estimates or requests for concurrent submission to the President and Congress, and other budget related matters requiring Commission approval;
- (g) Minutes of previous meetings;
- (h) Non-filer notices issued pursuant to 2 U.S.C. § 438(a)(7);
- (i) Debt settlement plans pursuant to 11 C.F.R. Part 116;
- (j) Administrative terminations pursuant to 11 C.F.R. § 102.4 and Commission Directive 45;
- (k) Systems of Records Notices pursuant to the Privacy Act;
- (l) Policies, procedures and directives pursuant to the Privacy Act or Section 522 of the Consolidated Appropriations Act, 2005;
- (m) Agency head review of labor-management agreements;
- (n) Any other action where a statute imposes a duty of “agency head review” on the Commission;
- (o) Appeals under the Freedom of Information and Privacy Acts;
- (p) Sunshine Act recommendations for items on an agenda;

- (q) Contracts;
  - (r) The FEC Management Plan, pursuant to OMB Circular A-123 and the Federal Managers' Financial Integrity Act;
  - (s) Corrective action plans prepared in response to audits both financial and non-financial pursuant to FEC Directive 50 and/or the Accountability of Tax Dollars Act; or,
  - (t) EEO-related Federal Register notices.
4. Notwithstanding any provision of sections E, I or K of this directive, approval of any motion or appeal properly before the Commission under this section L shall require the affirmative vote of a majority of the Members of the Commission. However, if such majority comprises exclusively the affirmative votes of Members affiliated with the same political party (or Members whose positions are aligned for the purpose of nomination by the President), then the motion or appeal shall be deemed not approved.
5. Section H of this directive shall not be operative during any period in which these special rules are in effect.

The Commission approved the amendment to Directive 10 on December 20, 2008.



PATRINA M. CLARK  
STAFF DIRECTOR



**From:** Tom Moore  
**To:** Dallos, Andrew (NBCUniversal, MSNBC) ; McGeary, Laura (Contractor-NBCUniversal)  
**Sent:** 2019-08-26T22:21:25.0000000Z  
**CC:** Ellen Weintraub  
**Subject:** RE: rachel maddow show

Yes, that'll work well.  
I've attached the Chair's statement, which should illuminate some of your questions.

Tom

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission  
  
1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Aug 26, 2019, 6:18 PM -0400, McGeary, Laura (Contractor-NBCUniversal) <Laura.McGeary@nbcuni.com>, wrote:

Hi Tom,  
  
Booking the car now.

Is (b)(6) is best number to give Sunny's Sedan for pick up at the airport?

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**From:** Tom Moore [mailto:TMoore@fec.gov]  
**Sent:** Monday, August 26, 2019 6:13 PM  
**To:** McGeary, Laura (Contractor-NBCUniversal) <Laura.McGeary@nbcuni.com>; Dallos, Andrew (NBCUniversal, MSNBC) <andrew.dallos@msnbc.com>  
**Cc:** Ellen Weintraub <EWeintraub@fec.gov>  
**Subject:** [EXTERNAL] RE: rachel maddow show

Sounds good. I'm monitoring from this end.  
  
Looks like arrival time is 6:40pm CT. This could work!

Tom

<image001.png>

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission  
  
1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Aug 26, 2019, 6:05 PM -0400, Dallos, Andrew (NBCUniversal, MSNBC) <[andrew.dallos@msnbc.com](mailto:andrew.dallos@msnbc.com)>, wrote:

Great, thanks

We'll book the car and hope for the best.

I'm looping in my colleague, Laura McGeary, who is going to book the car, and will be here late tonight, and can help with final logistics.

She's going to take things from here.

Do we know arrival time?

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**From:** Tom Moore [<mailto:TMoore@fec.gov>]  
**Sent:** Monday, August 26, 2019 6:01 PM  
**To:** Dallos, Andrew (NBCUniversal, MSNBC) <[andrew.dallos@msnbc.com](mailto:andrew.dallos@msnbc.com)>  
**Subject:** [EXTERNAL] RE: rachel maddow show

Ok, they say they are refueling and are gonna take off.

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission  
  
1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Aug 26, 2019, 5:53 PM -0400, Dallos, Andrew (NBCUniversal, MSNBC) <[andrew.dallos@msnbc.com](mailto:andrew.dallos@msnbc.com)>, wrote:

Thank you

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**From:** Tom Moore [<mailto:TMoore@fec.gov>]

**Sent:** Monday, August 26, 2019 5:53 PM  
**To:** Dallos, Andrew (NBCUniversal, MSNBC) <[andrew.dallos@msnbc.com](mailto:andrew.dallos@msnbc.com)>  
**Subject:** [EXTERNAL] RE: rachel maddow show

I will check!

**Tom Moore**  
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On Aug 26, 2019, 5:51 PM -0400, Dallos, Andrew (NBCUniversal, MSNBC) <[andrew.dallos@msnbc.com](mailto:andrew.dallos@msnbc.com)>, wrote:  
  
Possible to still have her on from Chicago?  
  
Looks like the flight might still arrive in time for us to get her to a studio.

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**From:** Tom Moore [<mailto:TMoore@fec.gov>]  
**Sent:** Monday, August 26, 2019 5:47 PM  
**To:** Dallos, Andrew (NBCUniversal, MSNBC) <[andrew.dallos@msnbc.com](mailto:andrew.dallos@msnbc.com)>  
**Subject:** [EXTERNAL] RE: rachel maddow show

OK. The boss's flight (UA 3459) has been diverted to Detroit. They're landing in a sec. I think this means a probable no for tonight. Will update.

**Tom Moore**  
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On Aug 26, 2019, 3:55 PM -0400, Dallos, Andrew (NBCUniversal, MSNBC) <[andrew.dallos@msnbc.com](mailto:andrew.dallos@msnbc.com)>, wrote:  
  
Looping in Tom as well. Thanks.

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**From:** Dallos, Andrew (NBCUniversal, MSNBC)

**Sent:** Monday, August 26, 2019 3:51 PM

**To:** 'press@fec.gov' <[press@fec.gov](mailto:press@fec.gov)>; 'eweintraub@fec.gov' <[eweintraub@fec.gov](mailto:eweintraub@fec.gov)>

**Subject:** rachel maddow show

Hi, it's Andy Dallos with the Rachel Maddow Show at msnbc.

We wanted to see if Commissioner Weintraub could join Rachel again during 9 pm tonight.

Thank you. Hope to hear from you soon.

Best,

Andrew Dallos

**CHAIR ELLEN L. WEINTRAUB**  
**FEDERAL ELECTION COMMISSION**  
WASHINGTON, D.C. 20463

**STATEMENT OF CHAIR ELLEN L. WEINTRAUB**

**August 26, 2019**

Vice Chairman Matt Petersen has announced that he is leaving the Federal Election Commission at the end of this week. I will miss him. For 11 years, Matt has been a gracious and steady colleague on the Commission. I have especially enjoyed working together with him this year as the FEC's Chair and Vice Chairman. I wish Matt every success in the next chapter of his story.

His departure leaves the Commission with only three members, one shy of the four-vote quorum we need to decide enforcement and audit matters, pass rules, issue advisory opinions, and litigate most matters. But the United States' election cop is still on the 2020 campaign beat, despite the Vice Chairman's resignation.

Yes, the Commission's ability to make decisions regarding past infractions will be delayed until a quorum is restored. But some of the FEC's most important duties will continue unimpeded. Make no mistake: The FEC will still be able to shine a strong spotlight on the finances of the 2020 campaign. Political committees still must report their contributions and spending. Hundreds of dedicated public servants at the FEC will continue to make millions of pages of campaign-finance information available to the public and the press quickly and accurately. The FEC continues to stand ready to assist political committees, the press, and the public with any campaign-finance questions they may have. Our information technology staff will continue to keep our website up and running and our data secure.

The FEC's enforcement machinery will continue to operate. If a complainant believes a new infraction has been committed, the FEC will still take that complaint. We will still ask the respondent to respond. And our Office of General Counsel will still work up the matter and make its recommendation on whether the Commission should vote to find reason to believe the law may have been violated. Only the Commission's vote on that recommendation will be delayed. Previously authorized investigations will continue.

I will continue to remain vigilant to all threats to the integrity of our elections – and Americans' faith in them.

But we do need to have a functioning quorum on this Commission. We have been on the razor's edge since Republican Commissioner Lee Goodman departed in February 2018. No one has been nominated to fill the seat vacated by Democratic Commissioner Ann Ravel more than two years ago in April 2017.

Vice Chairman Petersen's resignation makes it imperative that the President speedily nominate new Commissioners and that the Senate move expeditiously to confirm them.

**From:**Tom Moore  
**To:**Margaret Slattery  
**Sent:**2019-08-26T19:18:35.0000000Z  
**CC:**Ellen Weintraub  
**Subject:**Re: Here you go!: From Politico Magazine — how would you fix American politics?

It’s particularly big news, because his resignation deprives the Commission of a quorum.

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission  
  
1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Aug 26, 2019, 3:16 PM -0400, Margaret Slattery <mslattery@politico.com>, wrote:

Oh, I didn’t realize that. Thanks for squeezing this in!

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**From:** Tom Moore <TMoore@fec.gov>  
**Date:** Monday, August 26, 2019 at 3:06 PM  
**To:** Margaret Slattery <mslattery@politico.com>  
**Cc:** Ellen Weintraub <EWeintraub@fec.gov>  
**Subject:** Re: Here you go!: From Politico Magazine — how would you fix American politics?

Hey! Sorry! The Vice Chair quit here this morning, and we’ve been running a fire drill on that. I’ll have something to you in 10 minutes.

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission  
  
1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Aug 26, 2019, 3:03 PM -0400, Margaret Slattery <mslattery@politico.com>, wrote:

Hi Tom, hope you had a good weekend. I’m just checking back on this.

Thanks,

Margy

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**From:** Margaret Slattery <mslattery@politico.com>

**Date:** Friday, August 23, 2019 at 6:02 PM

**To:** Tom Moore <TMoore@fec.gov>

**Cc:** Ellen Weintraub <EWeintraub@fec.gov>

**Subject:** Re: Here you go!: From Politico Magazine — how would you fix American politics?

Thanks. You too!

---

**From:** Tom Moore <TMoore@fec.gov>

**Date:** Friday, August 23, 2019 at 6:00 PM

**To:** Margaret Slattery <mslattery@politico.com>

**Cc:** Ellen Weintraub <EWeintraub@fec.gov>

**Subject:** Re: Here you go!: From Politico Magazine — how would you fix American politics?

Monday is great. Thank you! Have a good weekend.

Tom

**Tom Moore**

Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463

202.694.1033 | [tmoores@fec.gov](mailto:tmoores@fec.gov)

On Aug 23, 2019, 5:56 PM -0400, Margaret Slattery <mslattery@politico.com>, wrote:

Thank you—if Monday is easier, that works too!

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**From:** Tom Moore <TMoore@fec.gov>

**Date:** Friday, August 23, 2019 at 5:56 PM

**To:** Margaret Slattery <mslattery@politico.com>

**Cc:** Ellen Weintraub <EWeintraub@fec.gov>

**Subject:** Re: Fwd: Re: Here you go!: From Politico Magazine — how would you fix American politics?

Thank you!

I'm walking to a restaurant right now, and can give you the Buckley edit as soon as I get there. Are you OK on your deadline?

**Tom Moore**

Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Aug 23, 2019, 5:34 PM -0400, Margaret Slattery <[mslattery@politico.com](mailto:mslattery@politico.com)>, wrote:

It's not the end of the world to keep those concepts in—I was just trying to get to the “fix” sooner.

If we can also clarify that the fix involves overturning Buckley, that would be great. Thanks again.



**From:**Baran, Jan  
**To:**Ellen Weintraub  
**Sent:**2019-02-19T17:08:55.0000000Z  
**Subject:**RE: Invitation for NABPAC Luncheon

Oh Ellen,

I understood the chair controls the agenda and timing of meetings. I am sorry to hear you cannot plan the timing of a meeting 120 days in advance. As is their custom NABPAC is prepared to invite the vice chair if you cannot commit. I'd hate for you to lose your quorum.

Please let me know when you might be able to commit or whether this is something you just cannot do.

Jan

Jan Witold Baran | Attorney at Law  
**Wiley Rein LLP**  
1776 K Street NW | Washington, DC 20006  
T: 202.719.7330 | [jbaran@wileyrein.com](mailto:jbaran@wileyrein.com)  
[www.wileyrein.com](http://www.wileyrein.com) | [Bio](#) | [LinkedIn](#) | [Twitter](#)

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**From:** Ellen Weintraub <[EWeintraub@fec.gov](mailto:EWeintraub@fec.gov)>  
**Sent:** Tuesday, February 19, 2019 11:58 AM  
**To:** Baran, Jan <[JBaran@wileyrein.com](mailto:JBaran@wileyrein.com)>  
**Subject:** RE: Invitation for NABPAC Luncheon

Hi, Jan,

We have a meeting scheduled for June 18, so I am reluctant to make a commitment this far in advance. It's just hard to predict what we'll be dealing with then. I might be able to make it, but if you need an answer now, I can't commit.

Look forward to seeing you Thursday (assuming we don't get snowed out!).

Best,

Ellen

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**From:** Baran, Jan [<mailto:JBaran@wileyrein.com>]  
**Sent:** Tuesday, February 19, 2019 11:48 AM  
**To:** Ellen Weintraub <[EWeintraub@fec.gov](mailto:EWeintraub@fec.gov)>  
**Subject:** FW: Invitation for NABPAC Luncheon

Hi Ellen,

I am following up on this message from last week. Please respond.

Best regards,

Jan

Jan Witold Baran | Attorney at Law  
**Wiley Rein LLP**  
1776 K Street NW | Washington, DC 20006  
T: 202.719.7330 | [jbaran@wileyrein.com](mailto:jbaran@wileyrein.com)

**From:** Baran, Jan  
**Sent:** Wednesday, February 13, 2019 6:10 PM  
**To:** Weintraub, Ellen ([elweintraub@yahoo.com](mailto:elweintraub@yahoo.com)) <[elweintraub@yahoo.com](mailto:elweintraub@yahoo.com)>  
**Subject:** Invitation for NABPAC Luncheon

Hi Ellen,

I just received your invitation to the FEC reception on February 21. I intend to accept and will respond to the invitation.

Your invitation reminded me that NABPAC would like you to be their speaker at the annual luncheon for the FEC Chair. This year it is scheduled for June 18 at the Wiley Rein Conference Center, 1776 K Street. I think you know the routine and I hope you are able to do it. Please let me know as soon as possible. Once you confirm your availability NABPAC will extend to you a formal invitation.

Best regards,

Jan

Jan Witold Baran | Attorney at Law  
**Wiley Rein LLP**  
1776 K Street NW | Washington, DC 20006  
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**From:** Tom Moore  
**To:** Ellen Weintraub  
**Sent:** 2019-09-03T22:08:03.0000000Z  
**Subject:** Fwd: For Press Committee: TV Interview Request

The guys aren't teruvked

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

----- Forwarded message -----  
**From:** Judith Ingram <[JIngram@fec.gov](mailto:JIngram@fec.gov)>  
**Date:** Sep 3, 2019, 11:07 AM -0400  
**To:** Weintraub Office <[WeintraubOffice@fec.gov](mailto:WeintraubOffice@fec.gov)>, Hunter Office <[HunterOffice@fec.gov](mailto:HunterOffice@fec.gov)>, Commissioners Office <[CommissionersOffice@fec.gov](mailto:CommissionersOffice@fec.gov)>  
**Cc:** Press Staff <[Press\\_Staff@fec.gov](mailto:Press_Staff@fec.gov)>, Office of Communications (Staff Leaders) <[CommunicationsStaffLeaders@fec.gov](mailto:CommunicationsStaffLeaders@fec.gov)>, Alec Palmer <[APalmer@fec.gov](mailto:APalmer@fec.gov)>  
**Subject:** For Press Committee: TV Interview Request

Good morning, Press Committee, Commissioners and Staff.

Would any Commissioner like to do a Nexstar TV interview on Thursday or Friday about the lack of a quorum? Details are below.

Please let us know.

Thanks,

Judy

Judith Ingram  
Press Officer  
Federal Election Commission  
1050 First Street, N.E.  
Washington, D.C. 20463

202/694-1219 (o)

202/531-2882 (m)

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**From:** Morgan Wright [mailto:MoWright@nexstar.tv]

**Sent:** Tuesday, September 03, 2019 10:59 AM

**To:** Press Office <press@fec.gov>

**Subject:** TV Interview Request

Good Morning,

I'm reaching out for a TV interview request regarding the resignation of FEC Vice Chairman Petersen, leaving agency unable to vote.

Would anyone be available for an interview on how the agency operates, and the role of FEC?

Please let me know if there's any availability for an interview either Thursday or Friday morning. We can accommodate you here at our bureau 400 N. Capitol St. NW, or we can travel to your location for the interview.

Look forward to hearing back from you all.

Best,

**Morgan Wright**

**Washington Correspondent**

**Nexstar Media Group**

[mowright@nexstar.tv](mailto:mowright@nexstar.tv)

**Office: 202-824-6774**

**Cell: 240-291-1059**

**From:** Tom Moore  
**To:** Shawna Thomas  
**Sent:** 2019-09-03T14:56:12.0000000Z  
**Subject:** Re: VICE NEWS TONIGHT ON HBO: Potential TV Interview Request

Sorry about missing your calls!

Here's the Chair's email to the staff:

----- Forwarded message -----

**Date:** Sep 3, 2019, 10:04 AM -0400  
**To:** Ellen Weintraub <EWeintraub@fec.gov>

Colleagues,

Good morning. We're sailing into unusual but not entirely uncharted waters this morning without a quorum of commissioners on hand. Hopefully, the President and the Senate will waste no time in getting us back on course.

I have spent much of the last week reassuring the American people of what everyone in this agency already knows: The Federal Election Commission will continue to shine a bright spotlight on federal campaign finance. While decisions on enforcement and policy matters are – for the moment – delayed, work on those matters goes on, and we continue to provide needed transparency to the American people.

As I have been quizzed about the effects of the lack of a quorum, I have returned, again and again, to my conviction that the dedicated public servants of the FEC will continue their best efforts on behalf of our democracy. Throughout this election, the public and the press will have the information they need to evaluate those who seek to influence federal elections.

As the Chair of this agency, and as a citizen of the United States of America, I am grateful for all your efforts. I know you will continue to do this agency and the American people proud.

If anyone has any concerns that they would like to discuss, my door is always open.

Thank you, as always, for all that you do.

Ellen

And attached is Matt Petersen's resignation letter.

(Also here: [https://www.fec.gov/resources/cms-content/documents/Vice\\_Chairman\\_Petersen\\_LOR\\_8.26.19.pdf](https://www.fec.gov/resources/cms-content/documents/Vice_Chairman_Petersen_LOR_8.26.19.pdf)).

Take care!

Tom

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463

On Sep 3, 2019, 10:32 AM -0400, Shawna Thomas <[shawna.thomas@vice.com](mailto:shawna.thomas@vice.com)>, wrote:

Hey Tom ,

I just tried to call you. I'm at 202-222-6294 if you have a moment.

It would be great if our crew could arrive at 1p for a 2p interview and are we good to do this at Ms. Weintraub's FEC office?

Thanks,  
Shawna

On Tue, Sep 3, 2019 at 8:23 AM Tom Moore <[TMoore@fec.gov](mailto:TMoore@fec.gov)> wrote:

Good morning! A 10:30 call is AOK. I'll be at my desk by 9; anytime after that is also AOK.

If we could do the interview at 2 or so, that would be great. (That's the sitting-down-for-the-interview time; if your guys want to show up an hour before that to set up, that's fine...)

How much time would you like to spend with the Chair, and is there anything in particular you'd like to discuss?

Thanks!

Tom

**Tom Moore**

Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Sep 2, 2019, 9:50 PM -0400, Shawna Thomas <[shawna.thomas@vice.com](mailto:shawna.thomas@vice.com)>, wrote:

Hey Tom,

Thanks for the response. Can we setup a time to chat on the phone around 1030a tomorrow?

And echoing Tiffani, is there a good time to do the interview after 12p, but before 3pET?

Take care,  
Shawna

Shawna Thomas  
DC Bureau Chief - Vice News  
c: 202-812-1756  
[@shawna](mailto:@shawna)

On Sep 2, 2019, at 8:01 PM, Tiffani Davis <[tiffani.davis@vice.com](mailto:tiffani.davis@vice.com)> wrote:

Hi Tom,

Thank you so much for extending an opportunity to interview FEC Chair Weintraub tomorrow afternoon (Tuesday, Sept 3rd).

Is there a good time before 2 pm when we could interview Chair Weintraub? Our camera crew usually needs 40 mins - 1 hr to set up two cameras.

Also, I would appreciate any background information or context you can provide.

I'm including our Bureau Chief (Shawna Thomas) on this email as well. That way, we're all communicating.

Thank you so much!

Best,

Tiffani

On Fri, Aug 30, 2019 at 7:32 PM Tom Moore <[TMoore@fec.gov](mailto:TMoore@fec.gov)> wrote:

Ms. Davis,  
Greetings! Chair Weintraub would be delighted to speak with Ms. Thomas on Tuesday. She is best available in the afternoon.

If you would like any background information or context between now and then, please feel free to reach out to me over the weekend. I can be reached by email at [tmoore@fec.gov](mailto:tmoore@fec.gov) or by phone or text at 301-642-2976.

Best,

**Tom Moore**

Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

[1050 First Street N.E., Washington, DC 20463](https://www.fec.gov/disclosure/1050-First-Street-N-E-Washington-DC-20463)  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Aug 30, 2019, 5:49 AM -0400, Tiffani Davis <[tiffani.davis@vice.com](mailto:tiffani.davis@vice.com)>, wrote:

Good Afternoon Judith and Christian -

We are hoping we could talk to one of the current FEC members for a possible story we're producing on the Federal Election Commission - how does it work - and how will the agency function moving forward in 2019-2020 election cycle.

Would Chair Ellen Weintraub, Caroline Hunter or Steven Walther be available to talk to our DC Bureau Chief (Shawna Thomas) next Tuesday, September 2, 2019 on-camera?

We would be happy to come to your office for the interview.

Thank you!

Best,

**Tiffani M. Davis**  
Planning Producer, Vice News Tonight on HBO

Washington, D.C.  
Mobile: 202-236-2904

--  
**SHAWNA THOMAS**  
DC Bureau Chief, Vice News  
**VICE MEDIA LLC**  
49 South 2nd Street  
Brooklyn, NY 11249  
w. 202-222-6294 c: 202-812-1756

**@shawna**  
This e-mail transmission may be legally privileged and contains confidential information that is the property of the sender and the organization (VICE MEDIA LLC) for which the sender represents. If you are not the intended recipient and have by accident received this email, please do not retain, disclose, reproduce or distribute the contents of this e-mail transmission, or take any action in relevance thereon or pursuant thereto. Please notify the sender of the error by responding to the email accordingly in a timely and reasonable fashion otherwise failure to do so may cause legal action to be taken.  
Thank you.



**From:** Tom Moore  
**To:** Vogel, Kenneth  
**Sent:** 2019-08-26T23:04:50.0000000Z  
**Subject:** Re: so...

Thank you!

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Aug 26, 2019, 7:03 PM -0400, Vogel, Kenneth <kenneth.vogel@nytimes.com>, wrote:

thanks  
<https://twitter.com/kenvogel/status/1166123832744304640>

On Mon, Aug 26, 2019 at 5:10 PM Tom Moore <[TMoore@fec.gov](mailto:TMoore@fec.gov)> wrote:

Heya! Saw your take on Twitter on the meaning of the FEC’s loss of a quorum.

That take’s not wrong, but there’s more to it – the kind of carefully reported nuance that separates the readers of *The New York Times* from their money.

The Chair's statement (attached) lays out that nuance. Most of the FEC functions that have been functioning at all – disclosure, primarily – will keep chugging away just fine. Votes on enforcement matters will be delayed, but everything else in the enforcement process keeps moving and very little should fall through the cracks.

But quite a bit can be done with just disclosure. As you’re well aware, the backbone of Mueller's Russian indictment was that they failed to disclose their activity to the FEC – a pure disclosure play.

Take care!

Tom

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

**From:**Doyle, Ken  
**To:**Tom Moore  
**Sent:**2019-09-03T15:24:37.0000000Z  
**Subject:**RE: followup on Chair’s note...

When you can, let me know a good time to call.

: . . . . .

**Kenneth P. Doyle**  
Senior Editor, Money & Politics

**Bloomberg Government**

202/416-3315  
[kdoyle@bgov.com](mailto:kdoyle@bgov.com)

---

**From:** Tom Moore [<mailto:TMoore@fec.gov>]  
**Sent:** Tuesday, September 03, 2019 11:17 AM  
**To:** Doyle, Ken <[KDoyle@bgov.com](mailto:KDoyle@bgov.com)>  
**Subject:** RE: followup on Chair’s note...

Yes! Sorry I didn’t respond. She should be able to talk to you today.

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Sep 3, 2019, 11:16 AM -0400, Doyle, Ken <[KDoyle@bgov.com](mailto:KDoyle@bgov.com)>, wrote:

Understood.

Did you guy my message about whether/when we can talk?

: . . . . .

**Kenneth P. Doyle**  
Senior Editor, Money & Politics

**Bloomberg Government**

202/416-3315  
[kdoyle@bgov.com](mailto:kdoyle@bgov.com)

---

**From:** Tom Moore [<mailto:TMoore@fec.gov>]  
**Sent:** Tuesday, September 03, 2019 11:14 AM  
**To:** Doyle, Ken <[KDoyle@bgov.com](mailto:KDoyle@bgov.com)>  
**Subject:** followup on Chair’s note...

Hey, if you wouldn’t mind holding back on publishing the Chair’s email address and the “all staff” email address, I’d

appreciate it. There are sometimes a lot of angry folks out there with a lot of time on their hands, and we do still have work to do here.

I've provided a version, below, that does not bear those addresses.

Thank you!

Tom

----- Forwarded message -----

**From:** Ellen Weintraub  
**Date:** Sep 3, 2019, 10:04 AM -0400  
**To:** FEC Staff  
**Subject:** Moving forward

Colleagues,

Good morning. We're sailing into unusual but not entirely uncharted waters this morning without a quorum of commissioners on hand. Hopefully, the President and the Senate will waste no time in getting us back on course.

I have spent much of the last week reassuring the American people of what everyone in this agency already knows: The Federal Election Commission will continue to shine a bright spotlight on federal campaign finance. While decisions on enforcement and policy matters are – for the moment – delayed, work on those matters goes on, and we continue to provide needed transparency to the American people.

As I have been quizzed about the effects of the lack of a quorum, I have returned, again and again, to my conviction that the dedicated public servants of the FEC will continue their best efforts on behalf of our democracy. Throughout this election, the public and the press will have the information they need to evaluate those who seek to influence federal elections.

As the Chair of this agency, and as a citizen of the United States of America, I am grateful for all your efforts. I know you will continue to do this agency and the American people proud.

If anyone has any concerns that they would like to discuss, my door is always open.

Thank you, as always, for all that you do.

Ellen

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

**From:**Schouten, Fredreka  
**To:**Tom Moore  
**Sent:**2019-09-03T14:16:06.0000000Z  
**Subject:**Re: Moving forward

Tnx

Sent from my iPhone

On Sep 3, 2019, at 10:12 AM, Tom Moore <[TMoore@fec.gov](mailto:TMoore@fec.gov)> wrote:

FYI, Chair Weintraub just sent FEC staff this note...

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

----- Forwarded message -----

**From:** Ellen Weintraub <[EWeintraub@fec.gov](mailto:EWeintraub@fec.gov)>  
**Date:** Sep 3, 2019, 10:04 AM -0400  
**To:** FEC Staff <[FECStaff@fec.gov](mailto:FECStaff@fec.gov)>  
**Subject:** Moving forward

Colleagues,

Good morning. We're sailing into unusual but not entirely uncharted waters this morning without a quorum of commissioners on hand. Hopefully, the President and the Senate will waste no time in getting us back on course.

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As the Chair of this agency, and as a citizen of the United States of America, I am grateful for all your efforts. I know you will continue to do this agency and the American people proud.

If anyone has any concerns that they would like to discuss, my door is always open.

Thank you, as always, for all that you do.

Ellen



**From:**Levine, Carrie  
**To:**Tom Moore  
**Sent:**2019-09-03T14:14:05.0000000Z  
**Subject:**RE: Moving forward

Thank you!

---

**From:** Tom Moore <TMoore@fec.gov>  
**Sent:** Tuesday, September 3, 2019 10:12 AM  
**To:** Doyle, Ken <kdoyle@bgov.com>  
**Subject:** Fwd: Moving forward

FYI, Chair Weintraub just sent FEC staff this note...

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission  
  
1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

----- Forwarded message -----  
**From:** Ellen Weintraub <[EWeintraub@fec.gov](mailto:EWeintraub@fec.gov)>  
**Date:** Sep 3, 2019, 10:04 AM -0400  
**To:** FEC Staff <[FECStaff@fec.gov](mailto:FECStaff@fec.gov)>  
**Subject:** Moving forward

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If anyone has any concerns that they would like to discuss, my door is always open.

Thank you, as always, for all that you do.

Ellen

**From:**Jill Moschak

**To:**

**Sent:**2019-08-31T22:45:19.0000000Z

**Subject:**FEC Chair: Lack Of Quorum Is 'Completely Unacceptable' NPR's Michel Martin speaks with Federal Election Commission chair Ellen Weintraub about the FEC's lack of a quorum and how that might affect the upcoming election cycle.: NPR

<https://www.npr.org/2019/08/31/756323244/fec-chair-lack-of-quorum-is-completely-unacceptable>

Sent from my iPad

**From:**Kate Ackley  
**To:**Tom Moore  
**Sent:**2019-08-27T19:17:10.0000000Z  
**Subject:**Re: FW: hoping to connect with Chair Weintraub

yes, that works.

On Tue, Aug 27, 2019 at 2:56 PM Tom Moore <[TMoore@fec.gov](mailto:TMoore@fec.gov)> wrote:

All righty. Thanks!  
You did get the statement she posted yesterday? (Attached)

Tom

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission  
  
1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Aug 27, 2019, 2:54 PM -0400, Kate Ackley <[KateAckley@rollcall.com](mailto:KateAckley@rollcall.com)>, wrote:

not really. I can likely add in her comment even if the story has already posted (It hasn't posted yet). I do plan to cover this matter going forward, so I can also catch up with her if this time isn't doable.

On Tue, Aug 27, 2019 at 2:53 PM Tom Moore <[TMoore@fec.gov](mailto:TMoore@fec.gov)> wrote:

Argh. ok. Is it too late?

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission  
  
1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Aug 27, 2019, 2:49 PM -0400, Kate Ackley <[KateAckley@rollcall.com](mailto:KateAckley@rollcall.com)>, wrote:

We haven't connected yet.  
Thanks for trying!

On Tue, Aug 27, 2019 at 2:40 PM Tom Moore <[TMoore@fec.gov](mailto:TMoore@fec.gov)> wrote:

Did she get back to you? I'm trying to see what I need to hassle her about. All this is a challenge doing it remotely!  
Thanks!



Tom

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Aug 27, 2019, 11:12 AM -0400, Kate Ackley <[KateAckley@rollcall.com](mailto:KateAckley@rollcall.com)>, wrote:

Ideally, I'd like by 1 pm (eastern) today but I can hold off if she has a break coming...

On Tue, Aug 27, 2019 at 10:56 AM Tom Moore <[TMoore@fec.gov](mailto:TMoore@fec.gov)> wrote:

What's your deadline?

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Aug 27, 2019, 10:54 AM -0400, Kate Ackley <[KateAckley@rollcall.com](mailto:KateAckley@rollcall.com)>, wrote:

Thank you, Tom. I really appreciate it.

Best wishes,  
Kate  
CQ Roll Call

On Tue, Aug 27, 2019 at 10:51 AM Tom Moore <[TMoore@fec.gov](mailto:TMoore@fec.gov)> wrote:

Hiya, Kate! The Chair is in Chicago at an FEC conference; she should be able to get back to you. I'm texting her your request, which will put it in front of you.  
If you need anything else on this, please don't hesitate to reach out to me.

Tom

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463

On Aug 27, 2019, 10:47 AM -0400, Kate Ackley <[KateAckley@rollcall.com](mailto:KateAckley@rollcall.com)>, wrote:

Hi there - would you be able to pass along my contact info to Chair Weintraub's office for a story I'm doing about the coming lack of a quorum at the FEC? I am hoping to reach her today.

My number is 202-320-9567.

Thank you & best wishes,

Kate Ackley

CQ Roll Call

**From:**Haskell, Alex (Judiciary-Dem)  
**To:**Tom Moore  
**Sent:**2019-08-29T15:51:53.0000000Z  
**Subject:**RE: Quorum Issue

Great, will call in 5 – thanks!

---

**From:** Tom Moore <TMoore@fec.gov>  
**Sent:** Thursday, August 29, 2019 11:47 AM  
**To:** Haskell, Alex (Judiciary-Dem) <Alex\_Haskell@judiciary-dem.senate.gov>  
**Subject:** Re: Quorum Issue

You bet! Now’s good, if it’s good for you.

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Aug 29, 2019, 11:46 AM -0400, Haskell, Alex (Judiciary-Dem) <[Alex\\_Haskell@judiciary-dem.senate.gov](mailto:Alex_Haskell@judiciary-dem.senate.gov)>, wrote:

Hi Tom:

I hope all is well! Might you have 10 minutes to jump on the phone today or tomorrow to discuss the quorum issue? If so, please let me know – thanks!  
Best,  
Alex

---

**Alex T. Haskell**  
*Counsel*  
U.S. Senate Committee on the Judiciary  
Ranking Member Dianne Feinstein  
202-224-9984

**From:**Kate Ackley  
**To:**Tom Moore  
**Sent:**2019-08-27T15:11:40.0000000Z  
**Subject:**Re: FW: hoping to connect with Chair Weintraub

Ideally, I'd like by 1 pm (eastern) today but I can hold off if she has a break coming...

On Tue, Aug 27, 2019 at 10:56 AM Tom Moore <[TMoore@fec.gov](mailto:TMoore@fec.gov)> wrote:

What's your deadline?

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Aug 27, 2019, 10:54 AM -0400, Kate Ackley <[KateAckley@rollcall.com](mailto:KateAckley@rollcall.com)>, wrote:

Thank you, Tom. I really appreciate it.

Best wishes,  
Kate  
CQ Roll Call

On Tue, Aug 27, 2019 at 10:51 AM Tom Moore <[TMoore@fec.gov](mailto:TMoore@fec.gov)> wrote:

Hiya, Kate! The Chair is in Chicago at an FEC conference; she should be able to get back to you. I'm texting her your request, which will put it in front of you.  
If you need anything else on this, please don't hesitate to reach out to me.

Tom

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Aug 27, 2019, 10:47 AM -0400, Kate Ackley <[KateAckley@rollcall.com](mailto:KateAckley@rollcall.com)>, wrote:

Hi there - would you be able to pass along my contact info to Chair Weintraub's office for a story I'm doing about the coming lack of a quorum at the FEC? I am hoping to reach her today.

My number is 202-320-9567.

Thank you & best wishes,  
Kate Ackley  
CQ Roll Call

**From:**Charles Kitcher  
**To:**Tom Moore  
**Sent:**2019-08-26T18:18:38.0000000Z  
**Subject:**Automatic reply: Urgrent: OGC and the lack of a quorum...

I am out of the office until September 3. I am checking email periodically. If this is an urgent matter, please contact Lisa Stevenson at [l Stevenson@fec.gov](mailto:l Stevenson@fec.gov). Thank you.

**From:**maria recio  
**To:**Tom Moore  
**Sent:**2019-09-05T18:04:51.0000000Z  
**Subject:**Re: Weintraub interview request

Copy that.

On Sep 5, 2019, at 2:03 PM, Tom Moore <[TMoore@fec.gov](mailto:TMoore@fec.gov)> wrote:

We're happy to call. Thanks!

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Sep 5, 2019, 2:03 PM -0400, maria recio <[mwrecio@gmail.com](mailto:mwrecio@gmail.com)>, wrote:

Great. That should work.  
Do I call you or do you call me?

My landline has better sound quality and I can then use my cell to record. Here are #'s  
landline (b)(6)

mobile 202 531 4444

Maria

On Sep 5, 2019, at 1:53 PM, Tom Moore <[TMoore@fec.gov](mailto:TMoore@fec.gov)> wrote:

I hear you! 2:45 should be fine – I will check to make sure. Let's plan on that unless you hear otherwise.

Tom

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Sep 5, 2019, 1:18 PM -0400, maria recio <[mwrecio@gmail.com](mailto:mwrecio@gmail.com)>, wrote:

Great - The problem I have with 3 is that I have to leave around that time to pick up a daughter from school. she's actually an assistant teacher! but doesn't drive! (millennial thing). So we could do earlier, like 2:45 if that works for Ellen, or later in the day, say 4:15.  
Please advise.

Maria

On Sep 5, 2019, at 1:05 PM, Tom Moore <[TMoore@fec.gov](mailto:TMoore@fec.gov)> wrote:

Ms. Recio,

Greetings! Chair Weintraub would be delighted to speak with you this afternoon. Are you available at 3?

Thank you.

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Sep 5, 2019, 12:25 PM -0400, maria recio <[mwrecio@gmail.com](mailto:mwrecio@gmail.com)>, wrote:

Hi, I'd like to speak with Ms. Wientraub for a story I'm doing about the lack of a quorum at the FEC. I write for the Austin American Statesman and the one nominee that I know of, who would presumably resolve the problem if confirmed, is Austin attorney Trey Trainor.

On a personal note, I got to know Ellen from our local pool, the North Chevy Chase Swimming Pool Association.

Thank you.

Maria Recio  
Austin American Statesman  
Washington correspondent  
202 531 4444



**From:**Schouten, Fredreka  
**To:**Tom Moore  
**Sent:**2019-09-05T17:47:46.0000000Z  
**Subject:**RE: followup on Chair’s note...

Thanks!

---

**From:** Tom Moore <TMoore@fec.gov>  
**Sent:** Thursday, September 05, 2019 1:40 PM  
**To:** Schouten, Fredreka <Fredreka.Schouten@cnn.com>  
**Subject:** Re: followup on Chair’s note...

Directive 10 attached...

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Sep 5, 2019, 1:21 PM -0400, Schouten, Fredreka <[Fredreka.Schouten@cnn.com](mailto:Fredreka.Schouten@cnn.com)>, wrote:

Just got out of a meeting. Now works. (b)(6)

Sent from my iPhone  
On Sep 5, 2019, at 1:15 PM, Tom Moore <[TMoore@fec.gov](mailto:TMoore@fec.gov)> wrote:

How’s now? What’s a good number for you?

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Sep 5, 2019, 11:49 AM -0400, Schouten, Fredreka <[Fredreka.Schouten@cnn.com](mailto:Fredreka.Schouten@cnn.com)>, wrote:

Do you have a few minutes to chat this afternoon?

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**From:** Tom Moore <[TMoore@fec.gov](mailto:TMoore@fec.gov)>  
**Sent:** Tuesday, September 03, 2019 11:14 AM  
**To:** Ken <[kdoyle@bgov.com](mailto:kdoyle@bgov.com)>  
**Subject:** followup on Chair’s note...

Hey, if you wouldn’t mind holding back on publishing the Chair’s email address and the “all staff” email address, I’d appreciate it. There are sometimes a lot of angry folks out there with a lot of time on their hands, and we do still have work to do here.

I’ve provided a version, below, that does not bear those addresses.

Thank you!

Tom

----- Forwarded message -----

**From:** Ellen Weintraub  
**Date:** Sep 3, 2019, 10:04 AM -0400  
**To:** FEC Staff  
**Subject:** Moving forward

Colleagues,

Good morning. We're sailing into unusual but not entirely uncharted waters this morning without a quorum of commissioners on hand. Hopefully, the President and the Senate will waste no time in getting us back on course.

I have spent much of the last week reassuring the American people of what everyone in this agency already knows: The Federal Election Commission will continue to shine a bright spotlight on federal campaign finance. While decisions on enforcement and policy matters are – for the moment – delayed, work on those matters goes on, and we continue to provide needed transparency to the American people.

As I have been quizzed about the effects of the lack of a quorum, I have returned, again and again, to my conviction that the dedicated public servants of the FEC will continue their best efforts on behalf of our democracy. Throughout this election, the public and the press will have the information they need to evaluate those who seek to influence federal elections.

As the Chair of this agency, and as a citizen of the United States of America, I am grateful for all your efforts. I know you will continue to do this agency and the American people proud.

If anyone has any concerns that they would like to discuss, my door is always open.

Thank you, as always, for all that you do.

Ellen

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

**From:** Tom Moore  
**To:** Williams, Ayesha (NBCUniversal)  
**Sent:** 2019-08-26T22:54:49.0000000Z  
**Subject:** Re: Question from Maddow Team

Can you call me? I'll send a doc along in a minute.

Tom

**Tom Moore**

Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Aug 26, 2019, 6:53 PM -0400, Williams, Ayesha (NBCUniversal) <Ayesha.Williams@nbcuni.com>, wrote:

Hi Tom,

I'm Ayesha Williams, a segment producer with the Maddow team.

Laura Conaway told me to get in touch with you.

I have some questions about how the FEC works and some of its procedures now that the panel is about to lose its voting quorum.

Any help you can provide would be greatly appreciated.

I was reading over the rules and saw this:

If less than four Members of the Commission are present at any time during a Commission meeting, the Chairman shall declare a temporary recess until a quorum is again present at which time the meeting may resume.

What if any meaningful action can the commission take with less than 3 members, if 3 people (or less) can only meet to call a recess?

I see that the rules are dated January 24, 2008. Were these rules created because of the 2 member panel in 2008?

Any context you can give me would be helpful.

Thank you,



**From:**Tom Moore  
**To:**Maggie Severns  
**Sent:**2019-08-26T19:40:22.0000000Z  
**Subject:**FEC article...

Hi! Two things: You have Petersen's name spelled wrong, and attached is a statement from Chair Weintraub on why everything's gonna be ok.

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
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**CHAIR ELLEN L. WEINTRAUB**  
**FEDERAL ELECTION COMMISSION**  
WASHINGTON, D.C. 20463

**STATEMENT OF CHAIR ELLEN L. WEINTRAUB**

**August 26, 2019**

Vice Chairman Matt Petersen has announced that he is leaving the Federal Election Commission at the end of this week. I will miss him. For 11 years, Matt has been a gracious and steady colleague on the Commission. I have especially enjoyed working together with him this year as the FEC's Chair and Vice Chairman. I wish Matt every success in the next chapter of his story.

His departure leaves the Commission with only three members, one shy of the four-vote quorum we need to decide enforcement and audit matters, pass rules, issue advisory opinions, and litigate most matters. But the United States' election cop is still on the 2020 campaign beat, despite the Vice Chairman's resignation.

Yes, the Commission's ability to make decisions regarding past infractions will be delayed until a quorum is restored. But some of the FEC's most important duties will continue unimpeded. Make no mistake: The FEC will still be able to shine a strong spotlight on the finances of the 2020 campaign. Political committees still must report their contributions and spending. Hundreds of dedicated public servants at the FEC will continue to make millions of pages of campaign-finance information available to the public and the press quickly and accurately. The FEC continues to stand ready to assist political committees, the press, and the public with any campaign-finance questions they may have. Our information technology staff will continue to keep our website up and running and our data secure.

The FEC's enforcement machinery will continue to operate. If a complainant believes a new infraction has been committed, the FEC will still take that complaint. We will still ask the respondent to respond. And our Office of General Counsel will still work up the matter and make its recommendation on whether the Commission should vote to find reason to believe the law may have been violated. Only the Commission's vote on that recommendation will be delayed. Previously authorized investigations will continue.

I will continue to remain vigilant to all threats to the integrity of our elections – and Americans' faith in them.

But we do need to have a functioning quorum on this Commission. We have been on the razor's edge since Republican Commissioner Lee Goodman departed in February 2018. No one has been nominated to fill the seat vacated by Democratic Commissioner Ann Ravel more than two years ago in April 2017.

Vice Chairman Petersen's resignation makes it imperative that the President speedily nominate new Commissioners and that the Senate move expeditiously to confirm them.

**From:**Tom Moore  
**To:**Renshaw, Jarrett (Reuters)  
**Sent:**2019-05-13T19:18:41.0000000Z  
**Subject:**RE: next week

Always four votes to do anything major. (Find reason to believe a violation to law has occurred, call a hearing, send subpoenas, defend lawsuits, authorize appeals, promulgate a new regulations, etc. – even have a quorum in a meeting.) So right now all votes on anything big have to be unanimous, which makes scheduling meetings a little hard, but other than that really doesn't hurt the agency's work – it actually makes Chair Weintraub's job a little easier – there's no way to assemble four votes without hers, so while she still can't get much good done (the Rs are 2 votes against most important work), she can block anything bad from happening.

Give me a call if you have any questions...

Thanks!

Tom  
On May 13, 2019, 3:05 PM -0400, Renshaw, Jarrett (Reuters) <jarrett.renshaw@thomsonreuters.com>, wrote:

Hey, hope all is well. Question: does the commission need four or three votes to move anything in its current 4-person composition?

Jarrett Renshaw  
  
National Energy Markets Reporter  
  
Reuters  
  
[jarrett.renshaw@thomsonreuters.com](mailto:jarrett.renshaw@thomsonreuters.com)  
  
Office: (646) 223-6193  
  
Cell: (917) 482-9738  
  
Twitter: [@jarrettrenew](https://twitter.com/jarrettrenew)  
  
IM: jrenshaw\_reuters08

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**From:** Tom Moore <TMoore@fec.gov>  
**Sent:** Tuesday, April 02, 2019 1:32 PM  
**To:** Renshaw, Jarrett (Reuters) <jarrett.renshaw@thomsonreuters.com>  
**Subject:** RE: next week

Our pleasure. Don't be strangers.

Tom  
On Apr 2, 2019, 1:18 PM -0400, Renshaw, Jarrett (Reuters) <[jarrett.renshaw@thomsonreuters.com](mailto:jarrett.renshaw@thomsonreuters.com)>, wrote:

Thanks for the information and the meeting today. Appreciate it.

Jarrett Renshaw

National Energy Markets Reporter

Reuters

[jarrett.renshaw@thomsonreuters.com](mailto:jarrett.renshaw@thomsonreuters.com)

Office: (646) 223-6193

Cell: (917) 482-9738

Twitter: [@jarrettrenew](https://twitter.com/jarrettrenew)

IM: jrenshaw\_reuters08

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**From:** Tom Moore <[TMoore@fec.gov](mailto:TMoore@fec.gov)>

**Sent:** Tuesday, April 02, 2019 12:07 PM

**To:** Renshaw, Jarrett (Reuters) <[jarrett.renshaw@thomsonreuters.com](mailto:jarrett.renshaw@thomsonreuters.com)>

**Subject:** Re: next week

Here are the Commission's 2018 legislative recommendations:

<https://www.fec.gov/resources/cms-content/documents/legrec2018.pdf>

Pursuing America's Greatness decision:

<https://transition.fec.gov/law/litigation/PAG.shtml>

Chair's explainer on that decision:

<https://twitter.com/EllenLWeintraub/status/1108902246455173120>

Closed enforcement cases (scroll down for search):

<https://www.fec.gov/legal-resources/enforcement/>

Chair's page of statements:



<https://www.fec.gov/about/leadership-and-structure/ellen-l-weintraub/>

Commissioner’s proposal:

[https://beta.fec.gov/resources/about-fec/commissioners/weintraub/statements/2016-09\\_Memo--Scam-PACs.pdf](https://beta.fec.gov/resources/about-fec/commissioners/weintraub/statements/2016-09_Memo--Scam-PACs.pdf)

Doe case (web of contributions; trying to keep the people secret):

<https://transition.fec.gov/law/litigation/Doe.shtml>

Chair’s statement on the Doe case (Now or Never PAC):

<https://eqs.fec.gov/eqsdocsMUR/17044435456.pdf>

Political-committee status case (AAN)

:

<http://eqs.fec.gov/eqsdocsMUR/16044403699.pdf>

Chair statement on Carolina Rising:

<https://eqs.fec.gov/eqsdocsMUR/16044403093.pdf>

Please let me know if you have any questions or need any more information.

Tom

On Apr 2, 2019, 11:00 AM -0400, Renshaw, Jarrett (Reuters) <[jarrett.renshaw@thomsonreuters.com](mailto:jarrett.renshaw@thomsonreuters.com)>, wrote:

They are taking us up to 9th floor

Jarrett Renshaw, national energy reporter at Reuters

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**From:** Tom Moore <[tmoore@fec.gov](mailto:tmoore@fec.gov)>  
**Sent:** Tuesday, April 2, 2019 10:59 AM  
**To:** Renshaw, Jarrett (Reuters)  
**Subject:** Re: next week

Heading down!

Thanks!

Tom

On Apr 2, 2019, 10:57 AM -0400, Renshaw, Jarrett (Reuters) <[jarrett.renshaw@thomsonreuters.com](mailto:jarrett.renshaw@thomsonreuters.com)>, wrote:

In lobby

Jarrett Renshaw, national energy reporter at Reuters

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**From:** Tom Moore <[TMoore@fec.gov](mailto:TMoore@fec.gov)>  
**Sent:** Monday, April 1, 2019 10:21:25 PM  
**To:** Renshaw, Jarrett (Reuters)  
**Subject:** Re: next week

Yes! There's a chance you could get bumped, but I think the likelihood of that is low.

Thanks!

Tom

On Apr 1, 2019, 8:03 PM -0400, Renshaw, Jarrett (Reuters) <[jarrett.renshaw@thomsonreuters.com](mailto:jarrett.renshaw@thomsonreuters.com)>, wrote:

We still good for tomorrow?

Jarrett Renshaw, national energy reporter at Reuters

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**From:** Tom Moore <[tmoore@fec.gov](mailto:tmoore@fec.gov)>  
**Sent:** Thursday, March 28, 2019 11:10 AM  
**To:** Renshaw, Jarrett (Reuters)  
**Subject:** RE: next week

Sounds good!

Tom

On Mar 28, 2019, 11:09 AM -0400, Renshaw, Jarrett (Reuters) <[jarrett.renshaw@thomsonreuters.com](mailto:jarrett.renshaw@thomsonreuters.com)>, wrote:

Great, thx for helping with this. I may be accompanied by Julia Harte and Joe Tanfani.

Jarrett Renshaw

National Energy Markets Reporter

Reuters

[jarrett.renshaw@thomsonreuters.com](mailto:jarrett.renshaw@thomsonreuters.com)

Office: (646) 223-6193

Cell: (917) 482-9738

Twitter: [@jarrettrenew](https://twitter.com/jarrettrenew)

IM: jrenshaw\_reuters08

---

**From:** Tom Moore <[TMoore@fec.gov](mailto:TMoore@fec.gov)>

**Sent:** Thursday, March 28, 2019 11:04 AM

**To:** Renshaw, Jarrett (Reuters) <[jarrett.renshaw@thomsonreuters.com](mailto:jarrett.renshaw@thomsonreuters.com)>

**Subject:** Re: next week

Hi! Sorry I didn't get back to you earlier; we just set times for those meetings just now.

How about 11 a.m. on Tuesday? The only moving part here is that one commissioner has jury duty next week and Monday's meetings may need to bump to Tuesday, which would impact your timeslot with the Chair.

Security is a little tight here; you might want to show up 10- 15 minutes or so before your scheduled time.

Does that work for you?

Thanks!

Tom Moore

Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Mar 27, 2019, 6:26 PM -0400, Renshaw, Jarrett (Reuters) <[jarrett.renshaw@thomsonreuters.com](mailto:jarrett.renshaw@thomsonreuters.com)>, wrote:

Just wanted to circle back

Jarrett Renshaw, national energy reporter at Reuters

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**From:** Renshaw, Jarrett (Reuters) <[jarrett.renshaw@thomsonreuters.com](mailto:jarrett.renshaw@thomsonreuters.com)>  
**Sent:** Monday, March 25, 2019 5:13 PM  
**To:** Tom Moore  
**Subject:** Re: next week

For sure, let's talk Wednesday

Jarrett Renshaw, national energy reporter at Reuters

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**From:** Tom Moore <[tmoore@fec.gov](mailto:tmoore@fec.gov)>  
**Sent:** Monday, March 25, 2019 5:11 PM  
**To:** Renshaw, Jarrett (Reuters)  
**Subject:** Re: next week

Hey, thanks for reaching out! I can give you a tentative yes, but not a time just yet. We're trying to schedule two big meetings during those two days, and all other appointments will have to fit around them.

Can we circle back on this on Wednesday?

Thanks!

Tom

**Tom Moore**

Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Mar 25, 2019, 4:50 PM -0400, Renshaw, Jarrett (Reuters) <[jarrett.renshaw@thomsonreuters.com](mailto:jarrett.renshaw@thomsonreuters.com)>, wrote:

I will be in DC on Monday/Tuesday and I was wondering if there was an opportunity to meet with commissioner Weintraub on the issue of ScamPACs?

Jarrett Renshaw

National Energy Markets Reporter

Reuters

[jarrett.renshaw@thomsonreuters.com](mailto:jarrett.renshaw@thomsonreuters.com)

Office: (646) 223-6193

Cell: (917) 482-9738

Twitter: [@jarrettrenew](https://twitter.com/jarrettrenew)

IM: jrenshaw\_reuters08

**From:** Tom Moore  
**To:** Schouten, Fredreka  
**Sent:** 2019-09-05T17:38:57.0000000Z  
**Subject:** Re: followup on Chair's note...

Directive 10 attached...

**Tom Moore**

Counsel to Chair Ellen L. Weintraub  
Federal Election Commission  
  
1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Sep 5, 2019, 1:21 PM -0400, Schouten, Fredreka <[Fredreka.Schouten@cnn.com](mailto:Fredreka.Schouten@cnn.com)>, wrote:

Just got out of a meeting. Now works. 202-515-2208...

Sent from my iPhone

On Sep 5, 2019, at 1:15 PM, Tom Moore <[TMoore@fec.gov](mailto:TMoore@fec.gov)> wrote:

How's now? What's a good number for you?

**Tom Moore**

Counsel to Chair Ellen L. Weintraub  
Federal Election Commission  
  
1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Sep 5, 2019, 11:49 AM -0400, Schouten, Fredreka <[Fredreka.Schouten@cnn.com](mailto:Fredreka.Schouten@cnn.com)>, wrote:

Do you have a few minutes to chat this afternoon?

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**From:** Tom Moore <[TMoore@fec.gov](mailto:TMoore@fec.gov)>  
**Sent:** Tuesday, September 03, 2019 11:14 AM  
**To:** Ken <[kdoyle@bgov.com](mailto:kdoyle@bgov.com)>  
**Subject:** followup on Chair's note...

Hey, if you wouldn't mind holding back on publishing the Chair's email address and the "all staff" email address, I'd appreciate it. There are sometimes a lot of angry folks out there with a lot of time on their hands, and we do still have work to do here.

I've provided a version, below, that does not bear those addresses.

Thank you!

Tom

----- Forwarded message -----  
**From:** Ellen Weintraub  
**Date:** Sep 3, 2019, 10:04 AM -0400  
**To:** FEC Staff  
**Subject:** Moving forward

Colleagues,

Good morning. We're sailing into unusual but not entirely uncharted waters this morning without a quorum of commissioners on hand. Hopefully, the President and the Senate will waste no time in getting us back on course.

I have spent much of the last week reassuring the American people of what everyone in this agency already knows: The Federal Election Commission will continue to shine a bright spotlight on federal campaign finance. While decisions on enforcement and policy matters are – for the moment – delayed, work on those matters goes on, and we continue to provide needed transparency to the American people.

As I have been quizzed about the effects of the lack of a quorum, I have returned, again and again, to my conviction that the dedicated public servants of the FEC will continue their best efforts on behalf of our democracy. Throughout this election, the public and the press will have the information they need to evaluate those who seek to influence federal elections.

As the Chair of this agency, and as a citizen of the United States of America, I am grateful for all your efforts. I know you will continue to do this agency and the American people proud.

If anyone has any concerns that they would like to discuss, my door is always open.

Thank you, as always, for all that you do.

Ellen

**Tom Moore**

Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

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FEDERAL ELECTION COMMISSION		
MANUAL OF DIRECTIVES	COMMISSION DIRECTIVE	
	REVOKES:	NO. 10
		EFFECTIVE DATE: June 8, 1978 Amended December 20, 2007
<b>RULES OF PROCEDURE OF THE FEDERAL ELECTION COMMISSION PURSUANT TO 2 U.S.C. 437c(e)</b>		

A. Meetings

The Commission shall meet at least once every month and also at the call of any Member, pursuant to U.S.C. 437c(d).

1. For the purpose of these rules, the word Member means a Commissioner appointed by the President with the advice and consent of the Senate pursuant to 2 U.S.C. 437c(a)(1).
2. For the purpose of these rules, the word meeting means the collegiate deliberation of at least four Members of the Commission pursuant to 2 U.S.C. 437c(d).

B. Quorum

Four Members of the Commission shall constitute a quorum for the consideration and resolution of matters that involve the exercise of its duties and powers under the Federal Election Campaign Act of 1971 as amended and Chapters 95 and 96 of the Internal Revenue Code of 1954 (the Act). If less than four Members of the Commission are present at any time during a Commission meeting, the Chairman shall declare a temporary recess until a quorum is again present at which time the meeting may resume.

C. Presiding Officer

1. The Chairman of the Commission shall be the presiding officer over meetings of the Commission.
2. He or she shall call meetings to order.

3. The Vice-Chairman shall act as presiding officer in the absence or disability of the Chairman or in the event of a vacancy in the office of Chairman. In the absence of the Chairman and Vice-Chairman, the Members of the Commission present shall select a presiding officer, to act during the absence of the Chairman and Vice-Chairman.

D. Introduction of Business

1. Meetings of the Commission shall be called to order by the Chairman.
2. The Chairman shall ascertain the presence of a quorum before proceeding with the business of any meeting.
3. All business before the Commission shall be brought by the presiding officer.

E. Motions

1. Any motion shall be reduced to writing at the request of any Member of the Commission.
2. Any motion may be withdrawn or modified by the movant at any time before it is amended or voted upon.
3. Any principal or secondary motion that exercises a duty or power of the Commission under the Act shall require four votes for approval.
4. Any motion to adjourn or recess shall require a majority vote of at least three Members of the Commission for approval.
5. Any principal or secondary motion regarding a procedural matter shall require a majority vote of at least three Members of the Commission for approval.
6. For the purpose of these rules, a procedural motion is any matter not exercising the powers of the Commission under the Federal Election Campaign Act, as amended or Chapter 95 or 96 of the Internal Revenue Code of 1954, including but not limited to any motion to delay a vote on a matter to any subsequent meeting; or any motion requesting a status report; or directing further studies, information and reports from the

General Counsel, the Staff Director or any division thereof; or any motion to waive the timely submission requirement for circulation of material for the agenda of the Commission.

7. Motions to Consider

The introduction of a principal motion puts a matter before the Commission for deliberation. When any such matter is under debate the Chairman shall entertain no motion except:

- (a) A motion to adjourn.
- (b) A motion to recess.
- (c) A motion to call for the order of the day.
- (d) Motion to Reconsider. The effect of the adoption of a motion to reconsider is to place before the Commission again the question on which the vote to reconsider was taken in the exact position in which it was before the original vote. Four votes are necessary to adopt a motion to reconsider. It is in order for any such motion to be offered by a member who was on the prevailing side of the question when it was initially adopted.
- (e) A motion to lay a matter over. Any such motion shall require a majority vote of at least three members of the Commission; at least three votes will be required for any subsequent motion to take any such matter from the table. Any such motion shall be undebatable. Any such matter which is laid on the table pursuant to these rules shall be taken from the table pursuant to these rules at the next subsequent meeting or the matter dies. In order to table any agenda item which was placed on the agenda for a particular meeting by a Member of the Commission who is absent at that meeting a vote of a majority of at least three members of the Commission is required for approval. A motion to lay a matter over takes precedence over any motion to move the previous question.

(f) A motion to postpone consideration of a matter to a date certain. Any such motion shall require a majority vote of at least three members of the Commission.

(g) A motion to move the previous question.

(h) A motion in the nature of a substitute.

(i) A motion to amend. Any motion to amend takes precedence over the motion that it proposes to amend but is subordinate to all other motions. The effect of the foregoing is that the adoption of any such motion to amend does not result in the adoption of the motion to be amended; instead, that motion remains pending in its modified form. Rejection of a motion to amend leaves the pending motion as it was before the amendment was offered.

F. Personal Privilege

Any Commissioner may as a matter of personal privilege obtain recognition to speak upon any subject matter which in his or her judgment may affect the Commission or the Commissioner.

G. General Consent

In cases where there appear to be no opposition, the Chairman may state that in the absence of objection, action shall be considered taken on a matter.

H. Members Subsequently Recorded as Voting

Whenever any Member of the Commission who was absent when a vote was taken subsequently requests consent to be recorded as having voted on the matter, he or she shall place the reason for his or her absence on the record. Any such request shall be in order only on the same day on which the vote was taken.

I. Points of Order

Points of order shall be debatable at the discretion of the chair. Any Member of the Commission may appeal any decision of the chair but for any such appeal to prevail it must receive a majority vote of at least three Members of the Commission.

J. Proxies

No vote by any Member of the Commission with respect to any matter may be cast by proxy; 2 U.S.C. 437c(c).

K. Miscellany

Any parliamentary situation or circumstance not addressed in these Rules shall be governed by Roberts Rules of Order, Newly Revised or if not covered therein by a decision of the Chairman. Any Member of the Commission may appeal any such decision of the Chair but for any such appeal to prevail it must receive a majority vote of at least three Members of the Commission.

L. Special Rules to apply only when the Commission has fewer than four Members

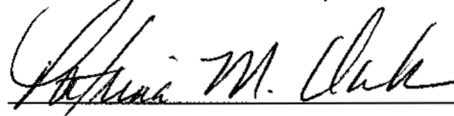
When the Commission has fewer than four Members, all of the foregoing provisions of this directive shall apply, except as follows:

1. Notwithstanding section A.2 of this directive, the word "meeting" shall mean the collegiate deliberation of two or more Members.
2. Notwithstanding section B of this directive, all Members of the Commission must be present to constitute a quorum for the consideration or resolution of any matter. If any Member of the Commission is absent at any time during a Commission meeting, the Chairman shall automatically declare a temporary recess (notwithstanding the absence of a call for a quorum) until a quorum is again present at which time the meeting may resume.
3. When these special rules are in effect, the Commission may discuss any matter otherwise in order for discussion pursuant to the other provisions of this Directive. However, the Commission may not act on any matter except for the following:

- (a) Documents such as *Campaign Guides* and any other brochures or public education materials that may customarily be voted on by the Commission;
- (b) Notices of filing dates, including filing dates for special elections;
- (c) Any action otherwise requiring Commission approval with respect to FEC Conferences or invitations for public appearances;
- (d) Election of which Members shall serve as chairman and vice chairman solely for the period during which the Commission has fewer than four Members, provided that in each instance that there is a Member eligible to hold the position pursuant to the eligibility requirements of 2 U.S.C. § 437c(a)(5);
- (e) Appointment of an acting general counsel, an acting staff director, an acting chief financial officer or an acting inspector general, approval of temporary personnel actions at the GS-15 level and above, and approval of other personnel actions;
- (f) Budget estimates or requests for concurrent submission to the President and Congress, and other budget related matters requiring Commission approval;
- (g) Minutes of previous meetings;
- (h) Non-filer notices issued pursuant to 2 U.S.C. § 438(a)(7);
- (i) Debt settlement plans pursuant to 11 C.F.R. Part 116;
- (j) Administrative terminations pursuant to 11 C.F.R. § 102.4 and Commission Directive 45;
- (k) Systems of Records Notices pursuant to the Privacy Act;
- (l) Policies, procedures and directives pursuant to the Privacy Act or Section 522 of the Consolidated Appropriations Act, 2005;
- (m) Agency head review of labor-management agreements;
- (n) Any other action where a statute imposes a duty of “agency head review” on the Commission;
- (o) Appeals under the Freedom of Information and Privacy Acts;
- (p) Sunshine Act recommendations for items on an agenda;

- (q) Contracts;
  - (r) The FEC Management Plan, pursuant to OMB Circular A-123 and the Federal Managers' Financial Integrity Act;
  - (s) Corrective action plans prepared in response to audits both financial and non-financial pursuant to FEC Directive 50 and/or the Accountability of Tax Dollars Act; or,
  - (t) EEO-related Federal Register notices.
4. Notwithstanding any provision of sections E, I or K of this directive, approval of any motion or appeal properly before the Commission under this section L shall require the affirmative vote of a majority of the Members of the Commission. However, if such majority comprises exclusively the affirmative votes of Members affiliated with the same political party (or Members whose positions are aligned for the purpose of nomination by the President), then the motion or appeal shall be deemed not approved.
5. Section H of this directive shall not be operative during any period in which these special rules are in effect.

The Commission approved the amendment to Directive 10 on December 20, 2008.



PATRINA M. CLARK  
STAFF DIRECTOR

**From:**Tom Moore  
**To:**Brand, Natalie  
**Sent:**2019-09-05T14:22:44.0000000Z  
**Subject:**Re: Vacancies

I hear you. I’ve had good luck making “lists” with fewer followers, or having an alert pop up when a particular person tweets. The Chair’s not tweeting 300 times a day…

Take care!

Tom

**Tom Moore**

Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Sep 5, 2019, 10:17 AM -0400, Brand, Natalie <Natalie.Brand@cbs.com>, wrote:

Nope! On twitter. Just sometimes tweets get lost in shuffle if it’s a crazy news day

Sent from my iPhone

On Sep 5, 2019, at 10:15 AM, Tom Moore <[TMoore@fec.gov](mailto:TMoore@fec.gov)> wrote:

External Email

It occurred to me just after I hit “send” that I also should have said:  
If you’re not a Twitter person, we’ll be happy to email you her statements.

Tom

**Tom Moore**

Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Sep 5, 2019, 10:13 AM -0400, Brand, Natalie <[Natalie.Brand@cbs.com](mailto:Natalie.Brand@cbs.com)>, wrote:

Got it. Thank you.

Sent from my iPhone



On Sep 5, 2019, at 10:08 AM, Tom Moore <[TMoore@fec.gov](mailto:TMoore@fec.gov)> wrote:

External Email

Hi! Lately, we have been tweeting out the Chair's statements. Her Twitter handle is @EllenLWeintraub. We are finding that Twitter gets her statements in reporters' hands the most quickly and comprehensively.

**Tom Moore**

Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Sep 5, 2019, 10:04 AM -0400, Brand, Natalie <[Natalie.Brand@cbs.com](mailto:Natalie.Brand@cbs.com)>, wrote:

Thank you Tom! I will pass this along. Is there a way to make sure I'm on your media email list for statements?  
Thanks again,  
Natalie Brand

Sent from my iPhone

On Sep 5, 2019, at 9:37 AM, Tom Moore <[TMoore@fec.gov](mailto:TMoore@fec.gov)> wrote:

External Email

She has! It is here:  
[https://www.fec.gov/documents/1759/2019-08\\_ELW\\_statement\\_on\\_Petersen\\_resignation.pdf](https://www.fec.gov/documents/1759/2019-08_ELW_statement_on_Petersen_resignation.pdf)

We have no sense of the timeline. That is not something that Congress keeps us in the loop on.

Chair Weintraub is definitely concerned about the delay in resolution of enforcement cases and inability to make policy. She addressed these in her statement; if you would like further comment from her, I would be happy to get it for you.

Please let me know if you need any more information or further context.

Thanks!

Tom

**Tom Moore**

Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Sep 5, 2019, 9:34 AM -0400, Brand, Natalie <[Natalie.Brand@cbs.com](mailto:Natalie.Brand@cbs.com)>, wrote:

Hi Carlos and Tom,

Apologies if I've missed the statement, but has Commissioner Weintraub put out a comment on the lack of quorum at the FEC?

Any sense of the timeline to replace Commissioner Peterson. Is there a concern that taking action on cases remains on hold?

Any background would be appreciated.

Sincerely  
Natalie Brand  
CBS News  
202 875-0387

**From:**Tom Moore  
**To:**Judith Ingram  
**Sent:**2019-09-04T21:22:55.0000000Z  
**Subject:**RE: FW: Alert: Congressional Standoff Could Delay Federal Election Oversight

You don’t have to be mean about it.

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission  
  
1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Sep 4, 2019, 5:23 PM -0400, Judith Ingram <[JIngram@fec.gov](mailto:JIngram@fec.gov)>, wrote:

You don’t think this will move markets?

Judith Ingram  
  
Press Officer  
  
Federal Election Commission  
  
1050 First Street, N.E.  
  
Washington, D.C. 20463

202/694-1219 (o)  
  
202/531-2882 (m)

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**From:** Tom Moore  
**Sent:** Wednesday, September 04, 2019 5:22 PM  
**To:** Judith Ingram <[JIngram@fec.gov](mailto:JIngram@fec.gov)>  
**Subject:** Re: FW: Alert: Congressional Standoff Could Delay Federal Election Oversight

I’m not sure this counts as a **News Alert**. Standards are dropping.

**Tom Moore**

Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Sep 4, 2019, 5:14 PM -0400, Judith Ingram <[JIngram@fec.gov](mailto:JIngram@fec.gov)>, wrote:

Good afternoon.

Bloomberg Government has just published this Ken Doyle article concerning the FEC.

Judith Ingram

Press Officer

Federal Election Commission

1050 First Street, N.E.

Washington, D.C. 20463

202/694-1219 (o)

202/531-2882 (m)

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## Congressional Standoff Could Delay Federal Election Oversight

- Democrats, Republicans at odds over number of replacements
- Without a quorum, panel can't take enforcement actions

By Kenneth P. Doyle | September 4, 2019 05:10PM ET | Bloomberg Government

The Federal Election Commission's paralysis on key campaign-finance matters could be extended indefinitely as leaders in Congress skirmish over how to appoint new commissioners.

Senate Republicans, led by Majority Leader [Mitch McConnell](#) (R-Ky.), want to install six new commissioners. The move would fill vacancies and replace current commissioners, including Ellen Weintraub, the FEC's Democratic chairwoman,

who has frequently criticized President Donald Trump. A clean slate of members will go a long way toward fixing some of the perceived dysfunction at the commission, said a Senate Republican aide, who asked not to be named.

Democrats, meanwhile, say the Senate should move quickly to fill existing vacancies, restoring a quorum and allowing the commission to function fully. Democrats aren't calling for immediate replacement of the current commissioners.

The standoff could delay for weeks or months restoring the FEC's ability to enforce campaign-finance laws as the 2020 election approaches. Federal campaign spending is projected to approach \$8 billion to \$10 billion. The departure of Republican commissioner Matthew Petersen on Aug. 31 reduced the FEC to three commissioners with three seats vacant. At least four are needed to approve regulations, advisory opinions and enforcement actions.

Ken Doyle, Bloomberg Government  
Federal Election Commission

Weintraub said the decision about how to proceed is for others to make, though she hopes a commission quorum is restored as soon as possible. "I will continue to do the job to the best of my ability as long as I am in the job," she added.

A candidate to fill the single Democratic vacancy on the commission has been recommended by Democratic Senate leaders but not yet approved for nomination by Trump, Sen. [Amy Klobuchar](#) (D-Minn.) said in an [Aug. 31 letter](#) to the president. The letter didn't name the prospective new commissioner, but Klobuchar asked Trump to "swiftly complete the vetting process on the Democratic candidate for the Commission and put forward a nominee so that the Senate can move forward with the confirmation process."

### **Klobuchar: Functioning FEC Needed**

Klobuchar is a Democratic presidential candidate and the ranking member on the Senate Rules and Administration Committee, which has jurisdiction over the FEC. "A fully functioning FEC is critical to safeguarding our political system from corruption and foreign influence," she said in the letter to Trump. "The Rules Committee is ready to act quickly restore a quorum to the FEC."

In addition to the Democrat's FEC candidate, there is a pending Trump nominee for a Republican seat on the FEC. Texas election lawyer James Trainor was first nominated in 2017, but no action has been taken in the Senate to confirm him. In the past, FEC nominees have been approved in bipartisan pairs.

Petersen's departure left Weintraub serving on the commission, along with Steven Walther, an independent holding a Democratic seat, and Republican Caroline Hunter. Weintraub's term expired in 2007, Walther's in 2009, and Hunter's in 2013. The law that created the FEC, however, allows commissioners to remain indefinitely until replaced.

Even before Petersen left, the FEC was unable to reach consensus on key issues. The commissioners divided along party lines on questions such as disclosure of sources of campaign spending and coordination between candidates and supposedly independent outside spending groups, which have poured hundreds of millions of dollars into recent elections.

## Weintraub: FEC Still Working

Weintraub said the commission will continue its most visible task of collecting and making public campaign finance disclosure reports, even if it doesn't have a quorum to perform its other functions. The FEC "will continue to shine a bright spotlight on federal campaign finance," she said in a memo Tuesday to FEC staff.

Weintraub has been criticized by Republicans for her increasingly outspoken role at the FEC, including televised appearances responding to Trump's comments minimizing foreign election interference and emphasizing threats of voter fraud.

Rep. [Rodney Davis](#) (R-Ill.) sent a [letter](#) to Weintraub and other FEC commissioners last month that included thinly veiled criticism of the Democratic chairwoman. Davis is the top Republican on the House Administration Committee, which has jurisdiction over campaign finance and FEC matters. He warned that "partisan attacks only serve to undermine your work."

### Pressure Increasing

Adav Noti, a former FEC staff attorney now with the nonprofit Campaign Legal Center said in a phone interview that public pressure to deal with commission's long-standing problems is increasing because the FEC has lost its quorum and is unable even theoretically to enforce campaign finance laws going into the 2020 election.

The country needs a debate over the role of the FEC, Noti said, adding that "the current situation provides an opportunity to have that debate." He said the commission could be revamped by appointing six new commissioners, "ideally commissioners who believe in the mission" of the FEC. It is "absolutely" realistic to expect the administration and the Senate to act, Noti added, even though the FEC has often been ignored in the past.

Another FEC critic, Craig Holman of the watchdog group Public Citizen, was more skeptical.

"In ordinary times, we'd call on the president and the U.S. Senate to immediately fill the vacant FEC positions to prepare for the expected \$8 billion in political spending in the 2020 elections," Holman said. "But who are we kidding? We already know they won't."

To contact the reporter on this story: Kenneth P. Doyle in Washington at [kdoyle@bgov.com](mailto:kdoyle@bgov.com)

To contact the editors responsible for this story: Adam Schank at [aschank@bgov.com](mailto:aschank@bgov.com); Robin Meszoly at [rmezoly@bgov.com](mailto:rmezoly@bgov.com)

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## Ken Doyle Alert News Alert



**From:** Tom Moore  
**To:**  
**Sent:** 2019-09-03T15:13:20.0000000Z  
**Bcc:** dlevinthal@publicintegrity.org, clevine@publicintegrity.org, Russ Choma , Kate Ackley , Fredreka Schouten , Bill Allison , Lindsey Kerr , Steve Spaulding , Li Zhou  
  
, Michelle Conlin , Rick Hasen , Julie , Maggie Severns , Alayna Treene  
**Subject:** followup on Chair's note...

Hey, if you wouldn't mind holding back on publishing the Chair's email address and the "all staff" email address, I'd appreciate it. There are sometimes a lot of angry folks out there with a lot of time on their hands, and we do still have work to do here.

I've provided a version, below, that does not bear those addresses.

Thank you!

Tom

----- Forwarded message -----  
**From:** Ellen Weintraub  
**Date:** Sep 3, 2019, 10:04 AM -0400  
**To:** FEC Staff  
**Subject:** Moving forward

Colleagues,

Good morning. We're sailing into unusual but not entirely uncharted waters this morning without a quorum of commissioners on hand. Hopefully, the President and the Senate will waste no time in getting us back on course.

I have spent much of the last week reassuring the American people of what everyone in this agency already knows: The Federal Election Commission will continue to shine a bright spotlight on federal campaign finance. While decisions on enforcement and policy matters are – for the moment – delayed, work on those matters goes on, and we continue to provide needed transparency to the American people.

As I have been quizzed about the effects of the lack of a quorum, I have returned, again and again, to my conviction that the dedicated public servants of the FEC will continue their best efforts on behalf of our democracy. Throughout this election, the public and the press will have the information they need to evaluate those who seek to influence federal elections.

As the Chair of this agency, and as a citizen of the United States of America, I am grateful for all your efforts. I know you will continue to do this agency and the American people proud.

If anyone has any concerns that they would like to discuss, my door is always open.

Thank you, as always, for all that you do.

Ellen



**Tom Moore**

Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

**From:**Tom Moore  
**To:**Judith Ingram  
**Sent:**2019-08-29T17:39:23.0000000Z  
**Subject:**Re: FW: media Q

Participants are being invited, *not* summoned!, but the general public has not been invited yet.

You can confirm that the Chair is co-hosting an event at the FEC on Sept. 17 on digital disinformation with:

- The Global Digital Policy Incubator at the Center for Democracy, Development and the Rule of Law at Stanford University
- PEN America.

Thank you.

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission  
  
1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Aug 29, 2019, 1:11 PM -0400, Judith Ingram <[JIngram@fec.gov](mailto:JIngram@fec.gov)>, wrote:

So ... can we confirm? Any chance anyone could send us a copy of the invitation that went out? Or tell us when it will be announced?

Thanks,

Judy

Judith Ingram  
  
Press Officer  
  
Federal Election Commission  
  
1050 First Street, N.E.  
  
Washington, D.C. 20463

202/694-1219 (o)

202/531-2882 (m)

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**From:** Make, Jonathan [mailto:jmake@warren-news.com]  
**Sent:** Thursday, August 29, 2019 1:09 PM  
**To:** Press Staff <Press\_Staff@fec.gov>  
**Subject:** media Q

Hello FEC PR folks.

Communications Daily was just trying to confirm this.

Thank you.

Jonathan

Jonathan Make

Warren Communications News executive editor

(202) 552-8200

[jmake@warren-news.com](mailto:jmake@warren-news.com)

[www.communicationsdaily.com](http://www.communicationsdaily.com)

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**From:** POLITICO [mailto:email@politicoemail.com]  
**Sent:** Thursday, August 29, 2019 12:18 PM  
**To:** Make, Jonathan  
**Subject:** FEC chair summons Facebook, Twitter, Google to disinformation session

**FEC chair summons Facebook, Twitter, Google to disinformation session**

By Nancy Scola

08/29/2019 12:16 PM EDT

The chair of the FEC is summoning Facebook, Google and Twitter to a meeting next month on digital disinformation amid concerns that new forms of Russian-style social media manipulation will target the 2020 election.

"The goal of the symposium will be to identify effective policy approaches and practical tools that can minimize the disruption and confusion sown by fraudulent news and propaganda in the 2020 campaign," reads the invitation sent by the office of FEC Chairwoman Ellen Weintraub, a Democrat, and obtained by POLITICO.

The day-long Sept. 17 event is also slated to involved academics, journalists and representatives from both Democratic and Republican political organizations, according to the invitation, with the session focused on "fighting the disinformation that risks further corroding our democracy."

Facebook and Twitter plan to send representatives to the session, the companies confirmed to POLITICO. A Google spokesperson did not immediately comment.

While Russian election interference has been a central focus since the 2016 election, the event will address [growing concerns about home-grown disinformation](#), too, according an FEC official familiar with the event, who requested anonymity to discuss the session, which has not yet been made public.

"Under the First Amendment, we don't ban false statements in advertising and social media, but there's a difference between the right to speak and the right to be disseminated" online, the official said.

The FEC has been largely ineffective in recent years, with commissioners unable to agree on nearly anything. And it's [slated to become even more hamstrung](#) with the departure of Commissioner Matthew Petersen, effective Saturday. That move will leave the FEC with only three of its six seats filled — and without the quorum needed to vote on substantial matters.

The social networks have been widely criticized for allowing the Kremlin-linked Internet Research Agency to abuse their platforms during the 2016 election. Many of the Russian ads and posts, which were [viewed by millions of people](#), disparaged Democratic candidate Hillary Clinton, boosted Donald Trump or stoked divisions in American society, such as those over the Black Lives Matter movement.

Last year, the commission revived a process to set disclosure rules for online political ads, but the FEC official said that effort is now "inactive." This week, Facebook announced it's taking steps to [tighten its own self-imposed rules](#) for disclaimers on political advertising on its platform.

Despite the FEC's political deadlock, Weintraub has waded into a number of election-related controversies. She's said that there's ["no evidence" of the rampant voter fraud](#) Trump has repeatedly claimed occurred during the 2016 contest.

The September disinformation event is, according to the FEC official, being co-hosted by Stanford University and the non-profit group PEN America, which focuses on free expression issues.

*To view online:*

<https://www.politico.com/story/2019/08/29/fec-chair-facebook-twitter-google-disinformation-1692742>

**To change your alert settings, please go to <https://secure.politico.com/settings>**

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This email was sent to [press@warren-news.com](mailto:press@warren-news.com) by: POLITICO, LLC 1000 Wilson Blvd. Arlington, VA, 22209, USA

Please click [here](#) and follow the steps to unsubscribe.

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**From:**Tom Moore  
**To:**Kate Ackley  
**Sent:**2019-08-27T18:55:42.0000000Z  
**Subject:**Re: FW: hoping to connect with Chair Weintraub

All righty. Thanks!  
You did get the statement she posted yesterday? (Attached)

Tom

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Aug 27, 2019, 2:54 PM -0400, Kate Ackley <[KateAckley@rollcall.com](mailto:KateAckley@rollcall.com)>, wrote:

not really. I can likely add in her comment even if the story has already posted (It hasn't posted yet). I do plan to cover this matter going forward, so I can also catch up with her if this time isn't doable.

On Tue, Aug 27, 2019 at 2:53 PM Tom Moore <[TMoore@fec.gov](mailto:TMoore@fec.gov)> wrote:

Argh. ok. Is it too late?

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Aug 27, 2019, 2:49 PM -0400, Kate Ackley <[KateAckley@rollcall.com](mailto:KateAckley@rollcall.com)>, wrote:

We haven't connected yet.  
Thanks for trying!

On Tue, Aug 27, 2019 at 2:40 PM Tom Moore <[TMoore@fec.gov](mailto:TMoore@fec.gov)> wrote:

Did she get back to you? I'm trying to see what I need to hassle her about. All this is a challenge doing it remotely!  
Thanks!

Tom

**Tom Moore**

Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Aug 27, 2019, 11:12 AM -0400, Kate Ackley <[KateAckley@rollcall.com](mailto:KateAckley@rollcall.com)>, wrote:

Ideally, I'd like by 1 pm (eastern) today but I can hold off if she has a break coming...

On Tue, Aug 27, 2019 at 10:56 AM Tom Moore <[TMoore@fec.gov](mailto:TMoore@fec.gov)> wrote:

What's your deadline?

**Tom Moore**

Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Aug 27, 2019, 10:54 AM -0400, Kate Ackley <[KateAckley@rollcall.com](mailto:KateAckley@rollcall.com)>, wrote:

Thank you, Tom. I really appreciate it.

Best wishes,  
Kate  
CQ Roll Call

On Tue, Aug 27, 2019 at 10:51 AM Tom Moore <[TMoore@fec.gov](mailto:TMoore@fec.gov)> wrote:

Hiya, Kate! The Chair is in Chicago at an FEC conference; she should be able to get back to you. I'm texting her your request, which will put it in front of you.  
If you need anything else on this, please don't hesitate to reach out to me.

Tom

**Tom Moore**

Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Aug 27, 2019, 10:47 AM -0400, Kate Ackley <[KateAckley@rollcall.com](mailto:KateAckley@rollcall.com)>, wrote:

Hi there - would you be able to pass along my contact info to Chair Weintraub's office for a story I'm doing about the coming lack of a quorum at the FEC? I am hoping to reach her today.

My number is 202-320-9567.

Thank you & best wishes,

Kate Ackley

CQ Roll Call

**CHAIR ELLEN L. WEINTRAUB**  
**FEDERAL ELECTION COMMISSION**  
WASHINGTON, D.C. 20463

**STATEMENT OF CHAIR ELLEN L. WEINTRAUB**

**August 26, 2019**

Vice Chairman Matt Petersen has announced that he is leaving the Federal Election Commission at the end of this week. I will miss him. For 11 years, Matt has been a gracious and steady colleague on the Commission. I have especially enjoyed working together with him this year as the FEC's Chair and Vice Chairman. I wish Matt every success in the next chapter of his story.

His departure leaves the Commission with only three members, one shy of the four-vote quorum we need to decide enforcement and audit matters, pass rules, issue advisory opinions, and litigate most matters. But the United States' election cop is still on the 2020 campaign beat, despite the Vice Chairman's resignation.

Yes, the Commission's ability to make decisions regarding past infractions will be delayed until a quorum is restored. But some of the FEC's most important duties will continue unimpeded. Make no mistake: The FEC will still be able to shine a strong spotlight on the finances of the 2020 campaign. Political committees still must report their contributions and spending. Hundreds of dedicated public servants at the FEC will continue to make millions of pages of campaign-finance information available to the public and the press quickly and accurately. The FEC continues to stand ready to assist political committees, the press, and the public with any campaign-finance questions they may have. Our information technology staff will continue to keep our website up and running and our data secure.

The FEC's enforcement machinery will continue to operate. If a complainant believes a new infraction has been committed, the FEC will still take that complaint. We will still ask the respondent to respond. And our Office of General Counsel will still work up the matter and make its recommendation on whether the Commission should vote to find reason to believe the law may have been violated. Only the Commission's vote on that recommendation will be delayed. Previously authorized investigations will continue.

I will continue to remain vigilant to all threats to the integrity of our elections – and Americans' faith in them.

But we do need to have a functioning quorum on this Commission. We have been on the razor's edge since Republican Commissioner Lee Goodman departed in February 2018. No one has been nominated to fill the seat vacated by Democratic Commissioner Ann Ravel more than two years ago in April 2017.

Vice Chairman Petersen's resignation makes it imperative that the President speedily nominate new Commissioners and that the Senate move expeditiously to confirm them.



**From:**Tom Moore  
**To:**Gray, Justin (CMG-WNB)  
**Sent:**2019-08-27T18:30:57.0000000Z  
**Subject:**Re: [EXTERNAL] Re: FW: tv interview today about quorum situation?

Yes. The Chair put out a statement yesterday (attached).

Please let me know if there's anything else I can provide.

Tom

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Aug 27, 2019, 12:15 PM -0400, Gray, Justin (CMG-WNB) <[Justin.Gray@coxinc.com](mailto:Justin.Gray@coxinc.com)>, wrote:

That won't work but I appreciate your trying! Instead, Is there any kind of statement or info you can share about how the work of fec will be impacted by lack of quorum?

Sent from my iPhone

On Aug 27, 2019, at 12:04 PM, Tom Moore <[TMoore@fec.gov](mailto:TMoore@fec.gov)> wrote:

Mr. Gray,

I'm sorry for the delay in getting back to you. Chair Weintraub is in Chicago today; if you have the ability to have a Chicago crew talk to her, I'd be happy to try to make that work.

Best,

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Aug 27, 2019, 10:16 AM -0400, Gray <[Justin.Gray@coxinc.com](mailto:Justin.Gray@coxinc.com)>, wrote:

Hello. Checking in to see if Commissioner Weintraub might have 5-10 minutes for a quick on camera about the quorum situation.

We could come to you between now and 130.

It would air on our local tv stations nationwide.

Thanks!

Justin Gray | Washington Correspondent  
**Cox Media Group Washington Bureau**  
444 North Capitol Street, NW | Suite 635| Washington, DC 20001

Cell: (202) 734-8642 | Direct: (202)777-7055 | Main:(202)777-7000  
Email: [Justin.Gray@coxinc.com](mailto:Justin.Gray@coxinc.com)    twitter: @grayjustin

WFXT/Boston | WSB/Atlanta | KIRO/Seattle | WFTV/WRDQ/Orlando | WPXI/PCNC/Pittsburgh  
WSOC/WAXN/Charlotte | WJAX/WFOX/Jacksonville | WHBQ/Memphis | KOKI/KMYT/Tulsa | WHIO/Dayton

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WSBradio/Atlanta | WDBOradio/Orlando | WOKVradio/Jacksonville | KRMGradio/Tulsa | WHIOradio/Dayton| WGAUradio/Athens-

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Atlanta Journal-Constitution | Dayton Daily News

<image001.png>

**CHAIR ELLEN L. WEINTRAUB**  
**FEDERAL ELECTION COMMISSION**  
WASHINGTON, D.C. 20463

**STATEMENT OF CHAIR ELLEN L. WEINTRAUB**

**August 26, 2019**

Vice Chairman Matt Petersen has announced that he is leaving the Federal Election Commission at the end of this week. I will miss him. For 11 years, Matt has been a gracious and steady colleague on the Commission. I have especially enjoyed working together with him this year as the FEC's Chair and Vice Chairman. I wish Matt every success in the next chapter of his story.

His departure leaves the Commission with only three members, one shy of the four-vote quorum we need to decide enforcement and audit matters, pass rules, issue advisory opinions, and litigate most matters. But the United States' election cop is still on the 2020 campaign beat, despite the Vice Chairman's resignation.

Yes, the Commission's ability to make decisions regarding past infractions will be delayed until a quorum is restored. But some of the FEC's most important duties will continue unimpeded. Make no mistake: The FEC will still be able to shine a strong spotlight on the finances of the 2020 campaign. Political committees still must report their contributions and spending. Hundreds of dedicated public servants at the FEC will continue to make millions of pages of campaign-finance information available to the public and the press quickly and accurately. The FEC continues to stand ready to assist political committees, the press, and the public with any campaign-finance questions they may have. Our information technology staff will continue to keep our website up and running and our data secure.

The FEC's enforcement machinery will continue to operate. If a complainant believes a new infraction has been committed, the FEC will still take that complaint. We will still ask the respondent to respond. And our Office of General Counsel will still work up the matter and make its recommendation on whether the Commission should vote to find reason to believe the law may have been violated. Only the Commission's vote on that recommendation will be delayed. Previously authorized investigations will continue.

I will continue to remain vigilant to all threats to the integrity of our elections – and Americans' faith in them.

But we do need to have a functioning quorum on this Commission. We have been on the razor's edge since Republican Commissioner Lee Goodman departed in February 2018. No one has been nominated to fill the seat vacated by Democratic Commissioner Ann Ravel more than two years ago in April 2017.

Vice Chairman Petersen's resignation makes it imperative that the President speedily nominate new Commissioners and that the Senate move expeditiously to confirm them.

**From:**Judith Ingram  
**To:**Tom Moore  
**Sent:**2019-09-04T21:29:23.0000000Z  
**Subject:**RE: FW: Alert: Congressional Standoff Could Delay Federal Election Oversight

Isn't he one of ours?

Judith Ingram  
Press Officer  
Federal Election Commission  
1050 First Street, N.E.  
Washington, D.C. 20463

202/694-1219 (o)  
202/531-2882 (m)

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**From:** Tom Moore  
**Sent:** Wednesday, September 04, 2019 5:28 PM  
**To:** Judith Ingram <JIngram@fec.gov>  
**Subject:** RE: FW: Alert: Congressional Standoff Could Delay Federal Election Oversight

Meanwhile, here's the nicest article NewsMax has ever run about our work:

<https://www.newsmax.com/johnpudner/fec-china-campaigns-elections/2019/09/04/id/931227/>

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission  
  
1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Sep 4, 2019, 5:23 PM -0400, Judith Ingram <[JIngram@fec.gov](mailto:JIngram@fec.gov)>, wrote:

You don't think this will move markets?

Judith Ingram  
Press Officer  
Federal Election Commission  
1050 First Street, N.E.  
Washington, D.C. 20463

202/694-1219 (o)  
202/531-2882 (m)

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**From:** Tom Moore  
**Sent:** Wednesday, September 04, 2019 5:22 PM  
**To:** Judith Ingram <[JIngram@fec.gov](mailto:JIngram@fec.gov)>  
**Subject:** Re: FW: Alert: Congressional Standoff Could Delay Federal Election Oversight

I'm not sure this counts as a **News Alert**. Standards are dropping.

**Tom Moore**

Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

On Sep 4, 2019, 5:14 PM -0400, Judith Ingram <[JIngram@fec.gov](mailto:JIngram@fec.gov)>, wrote:

Good afternoon.

Bloomberg Government has just published this Ken Doyle article concerning the FEC.

Judith Ingram  
Press Officer  
Federal Election Commission  
1050 First Street, N.E.  
Washington, D.C. 20463

202/694-1219 (o)  
202/531-2882 (m)

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## Congressional Standoff Could Delay Federal Election Oversight

- Democrats, Republicans at odds over number of replacements
- Without a quorum, panel can't take enforcement actions

By Kenneth P. Doyle | September 4, 2019 05:10PM ET | Bloomberg Government

The Federal Election Commission's paralysis on key campaign-finance matters could be extended indefinitely as leaders in Congress skirmish over how to appoint new commissioners.

Senate Republicans, led by Majority Leader [Mitch McConnell](#) (R-Ky.), want to install six new commissioners. The move would fill vacancies and replace current commissioners, including Ellen Weintraub, the FEC's Democratic chairwoman, who has frequently criticized President Donald Trump. A clean slate of members will go a long way toward fixing some of the perceived dysfunction at the commission, said a Senate Republican aide, who asked not to be named. Democrats, meanwhile, say the Senate should move quickly to fill existing vacancies, restoring a quorum and allowing the commission to function fully.

Democrats aren't calling for immediate replacement of the current commissioners.

The standoff could delay for weeks or months restoring the FEC's ability to enforce campaign-finance laws as the 2020 election approaches. Federal campaign spending is projected to approach \$8 billion to \$10 billion. The departure of Republican commissioner Matthew Petersen on Aug. 31 reduced

the FEC to three commissioners with three seats vacant. At least four are needed to approve regulations, advisory opinions and enforcement actions.

Ken Doyle, Bloomberg Government  
Federal Election Commission

Weintraub said the decision about how to proceed is for others to make, though she hopes a commission quorum is restored as soon as possible. “I will continue to do the job to the best of my ability as long as I am in the job,” she added.

A candidate to fill the single Democratic vacancy on the commission has been recommended by Democratic Senate leaders but not yet approved for nomination by Trump, Sen. [Amy Klobuchar](#) (D-Minn.) said in an [Aug. 31 letter](#) to the president. The letter didn’t name the prospective new commissioner, but Klobuchar asked Trump to “swiftly complete the vetting process on the Democratic candidate for the Commission and put forward a nominee so that the Senate can move forward with the confirmation process.”

### **Klobuchar: Functioning FEC Needed**

Klobuchar is a Democratic presidential candidate and the ranking member on the Senate Rules and Administration Committee, which has jurisdiction over the FEC. “A fully functioning FEC is critical to safeguarding our political system from corruption and foreign influence,” she said in the letter to Trump. “The Rules Committee is ready to act quickly restore a quorum to the FEC.”

In addition to the Democrat’s FEC candidate, there is a pending Trump nominee for a Republican seat on the FEC. Texas election lawyer James Trainor was first nominated in 2017, but no action has been taken in the Senate to confirm him. In the past, FEC nominees have been approved in bipartisan pairs.

Petersen’s departure left Weintraub serving on the commission, along with Steven Walther, an independent holding a Democratic seat, and Republican Caroline Hunter. Weintraub’s term expired in 2007, Walther’s in 2009, and Hunter’s in 2013. The law that created the FEC, however, allows commissioners to remain indefinitely until replaced.

Even before Petersen left, the FEC was unable to reach consensus on key issues. The commissioners divided along party lines on questions such as disclosure of sources of campaign spending and coordination between candidates and supposedly independent outside spending groups, which have poured hundreds of millions of dollars into recent elections.

### **Weintraub: FEC Still Working**

Weintraub said the commission will continue its most visible task of collecting and making public campaign finance disclosure reports, even if it doesn’t have a quorum to perform its other functions. The FEC “will continue to shine a bright spotlight on federal campaign finance,” she said in a memo Tuesday to FEC staff.

Weintraub has been criticized by Republicans for her increasingly outspoken role at the FEC, including televised appearances responding to Trump’s comments minimizing foreign election interference and emphasizing threats of voter fraud.

Rep. [Rodney Davis](#) (R-Ill.) sent a [letter](#) to Weintraub and other FEC commissioners last month that included thinly veiled criticism of the Democratic chairwoman. Davis is the top Republican on the House Administration Committee, which has jurisdiction over campaign finance and FEC matters. He warned that “partisan attacks only serve to undermine your work.”

### **Pressure Increasing**

Adav Noti, a former FEC staff attorney now with the nonprofit Campaign Legal Center said in a phone interview that public pressure to deal with commission’s

long-standing problems is increasing because the FEC has lost its quorum and is unable even theoretically to enforce campaign finance laws going into the 2020 election.

The country needs a debate over the role of the FEC, Noti said, adding that “the current situation provides an opportunity to have that debate.” He said the commission could be revamped by appointing six new commissioners, “ideally commissioners who believe in the mission” of the FEC. It is “absolutely” realistic to expect the administration and the Senate to act, Noti added, even though the FEC has often been ignored in the past.

Another FEC critic, Craig Holman of the watchdog group Public Citizen, was more skeptical.

“In ordinary times, we’d call on the president and the U.S. Senate to immediately fill the vacant FEC positions to prepare for the expected \$8 billion in political spending in the 2020 elections,” Holman said. “But who are we kidding? We already know they won’t.”

To contact the reporter on this story: Kenneth P. Doyle in Washington at [kdoyle@bgov.com](mailto:kdoyle@bgov.com)

To contact the editors responsible for this story: Adam Schank at [aschank@bgov.com](mailto:aschank@bgov.com); Robin Meszoly at [rmeszoly@bgov.com](mailto:rmeszoly@bgov.com)

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## Ken Doyle Alert News Alert

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**From:**Levinthal, Dave  
**To:**Tom Moore  
**Sent:**2019-09-03T14:31:05.0000000Z  
**Subject:**Re: Moving forward

Thank you!

Sent from my iPhone

On Sep 3, 2019, at 10:12, Tom Moore <[TMoore@fec.gov](mailto:TMoore@fec.gov)> wrote:

FYI, Chair Weintraub just sent FEC staff this note...

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

----- Forwarded message -----

**From:** Ellen Weintraub <[EWeintraub@fec.gov](mailto:EWeintraub@fec.gov)>  
**Date:** Sep 3, 2019, 10:04 AM -0400  
**To:** FEC Staff <[FECStaff@fec.gov](mailto:FECStaff@fec.gov)>  
**Subject:** Moving forward

Colleagues,

Good morning. We're sailing into unusual but not entirely uncharted waters this morning without a quorum of commissioners on hand. Hopefully, the President and the Senate will waste no time in getting us back on course.

I have spent much of the last week reassuring the American people of what everyone in this agency already knows: The Federal Election Commission will continue to shine a bright spotlight on federal campaign finance. While decisions on enforcement and policy matters are – for the moment – delayed, work on those matters goes on, and we continue to provide needed transparency to the American people.

As I have been quizzed about the effects of the lack of a quorum, I have returned, again and again, to my conviction that the dedicated public servants of the FEC will continue their best efforts on behalf of our democracy. Throughout this election, the public and the press will have the information they need to evaluate those who seek to influence federal elections.

As the Chair of this agency, and as a citizen of the United States of America, I am grateful for all your efforts. I know you will continue to do this agency and the American people proud.

If anyone has any concerns that they would like to discuss, my door is always open.

Thank you, as always, for all that you do.

Ellen





Thanks Tom. Would she have a chance to talk to me today?

202/416-3315  
kdoyle@bgov.com

**From:** Tom Moore [mailto:TMoore@fec.gov]  
**Sent:** Tuesday, September 03, 2019 10:12 AM  
**To:** Doyle, Ken <KDoyle@bgov.com>  
**Subject:** Fwd: Moving forward

FYI, Chair Weintraub just sent FEC staff this note...

**Tom Moore**  
Counsel to Chair Ellen L. Weintraub  
Federal Election Commission

1050 First Street N.E., Washington, DC 20463  
202.694.1033 | [tmoore@fec.gov](mailto:tmoore@fec.gov)

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**Date:** Sep 3, 2019, 10:04 AM -0400  
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Ellen